

Statute of Texas, relating to traveling and other expenses of judges of the district courts and district attorneys when in the actual discharge of their official duties in any county other than the county of their residence; providing for the payment of such expenses by the State upon sworn itemized accounts of such officers; providing for recording such accounts in the minutes of the district court of the county in which such officer resides, and declaring an emergency."

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, January 23, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 102, A bill to be entitled "An Act to provide for revising, digesting, annotating and publishing the civil and criminal laws of the State of Texas, and to require the commissioners appointed to revise the Statutes; to prepare two bills, one providing a civil and one a criminal code of practice in the courts of this State, and report the same to the Governor, who shall submit the same to the Legislature,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

FIFTEENTH DAY.

(Thursday, January 25, 1923.)

The House met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by Mr. Satterwhite.

The roll was called and the following members were present:

Abney.	Brady.
Amsler.	Bryant.
Arnold.	Cable.
Atkinson.	Carpenter
Avis.	of Dallas.
Baker of Milam.	Carpenter
Baker of Orange.	of Matagorda.
Baldwin.	Carson.
Barker.	Carter of Coke.
Barrett.	Carter of Hays.
Beasley.	Coffee.
Bell.	Collins.
Bird.	Covey.
Blount.	Cowen.
Bobbitt.	Crawford.
Bonham.	Culp.

Davis.	Merritt.
DeBerry.	Miller.
Dielmann.	Montgomery.
Dinkle.	Moore.
Dodd.	Morgan
Downs.	of Liberty.
Driggers.	Morgan
Duffey.	of Robertson.
Dunlap.	Pate.
Dunn.	Patman.
Edwards.	Patterson.
Faubion.	Perdue.
Fields.	Pinkston.
Finlay.	Pool.
Frnka.	Pope.
Gipson.	Potter.
Green.	Price.
Greer.	Purl.
Hardin of Erath.	Quaid.
Hardin	Quinn.
of Kaufman.	Rice.
Harrington.	Robinson.
Harris.	Rogers.
Henderson	Rountree.
of Marion.	Rowland.
Henderson	Russell
of McLennan.	of Callahan.
Hendricks.	Russell of Trinity.
Houston.	Satterwhite.
Howeth.	Shearer.
Hughes.	Shires.
Hull.	Simpson.
Irwin.	Smith.
Jacks.	Sparkman.
Jennings.	Stell.
Jones.	Stevens.
Kemble.	Stewart
Lackey.	of Edwards.
Laird.	Stewart of Jasper.
Lane.	Stiernberg.
LeMaster.	Storey.
LeStourgeon.	Strickland.
Lewis.	Stroder.
Loftin.	Sweet.
Looney.	Teer.
McBride.	Thompson.
McDaniel.	Thrasher.
McDonald.	Turner.
McKean.	Wallace.
McNatt.	Wells.
Martin.	Westbrook.
Mathes.	Wessels.
Maxwell.	Wilmans.
Melson.	Winfree.
Merriman.	Young.
	Absent.
Fugler.	Sanford.
Lusk.	Stewart of Reeves.
McFarlane.	Williamson.
Sackett.	
	Absent—Excused.
Burmeister.	Johnson.
Chitwood.	Lamb.
Davenport.	Vaughan.
Durham.	Wilson.

A quorum was announced present.
Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Bonham for last week and Monday and Tuesday of this week, on motion of Mr. Jones.

Mr. Pool for today, on motion of Mr. Gipson.

Mr. Burmeister for today, on motion of Mr. Smith.

Mr. Wilson for today, on motion of Mr. Patterson.

The following members were granted leaves of absence on account of sickness:

Mr. Durham for this week, on motion of Mr. Jones.

Mr. McNatt for today, on motion of Mr. Patterson.

Mr. Davenport for this week, on motion of Mr. LeSturgeon.

COMMUNICATION FROM SPEAKER SEAGLER.

January 24, 1923.

Mr. Carl L. Phinney, Chief Clerk of the House of Representatives, Austin, Texas.

Dear Sir: In contemplation of my absence from Austin on tomorrow and possibly the next day, I hereby name and designate Honorable Lee Satterwhite to preside over the House during my absence.

In the event of his failure or inability to serve, I name and designate Honorable W. E. Pope to serve in his place and stead.

In the event of the failure or inability of Mr. Pope to serve, I name and designate Honorable J. E. Quaid to serve in the place instead of Mr. Pope.

Yours very truly,

R. E. SEAGLER,

Speaker.

HOUSE BILLS ON FIRST READING.

The following House bills introduced were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Downs:

H. B. No. 314, A bill to be entitled "An Act directing the officers having the appointive power in State, county

and city governments of Texas to give preference among applicants for public employment to citizens of Texas who served as nurses, soldiers, sailors, and marines during the late World War in the forces of the United States and were honorably discharged, provided they are qualified; and prohibiting discharge or removal of said citizens from public employment except for good cause stated, and giving them the right to refute the alleged causes for removal or discharge in a public hearing."

Referred to Committee on State Affairs.

By Mr. Martin:

H. B. No. 315, A bill to be entitled "An Act to provide for certain sanitary requirements of bottling plants and soft drink stands; to prohibit the use of saccharin in carbonated or still beverages and to provide for a penalty, and to create an emergency."

Referred to Committee on Public Health.

By Mr. Downs:

H. B. No. 316, A bill to be entitled "An Act to amend Article 6973, Chapter 6, Title 119, of the Revised Civil Statutes of 1911, so as to require delinquent male poll tax payers to work upon the public roads in this State for three days during each year of such delinquency in addition to any other road work required of such persons."

Referred to Committee on Roads, Bridges and Ferries.

H. B. No. 317, A bill to be entitled "An Act to amend Article 6923, Chapter 4, Title 119, Revised Civil Statutes of 1911, so as to provide that any person liable to work on the public roads in this State may be exempt therefrom, and from any penalty for failure to do so, by paying to the road overseer before the day appointed to work on the road, the sum of two dollars for each day such person may be summoned to work."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Dunn:

H. B. No. 318, A bill to be entitled "An Act amending Article 7507, of Title 126, Chapter 11, of the Revised Civil Statutes of the State of Texas, by adding thereto sub-section 12 thereof, ex-

emptying all property held and owned by the American Legion, and American Legion Posts in the State of Texas from taxation."

Referred to Committee on Revenue and Taxation.

By Mr. Driggers:

H. B. No. 319, A bill to be entitled "An Act to repeal Chapter 45 of the Local and Special Laws of the Twenty-seventh Legislature, same being an act to provide a more efficient public road system for Montgomery county, Texas, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Rogers:

H. B. No. 320, A bill to be entitled "An Act to amend Article 839 of Title 9, Chapter 1, Vernon's Code of Criminal Procedure of Texas, 1916, relative to the application for new trials in criminal cases after conviction and prescribing the time in which such application shall be made, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Dunn:

H. B. No. 321, A bill to be entitled "An Act creating a board to be known as the State Board of Water Works Examiners, and defining its personnel, their term of office, duties and powers; defining water works operators and authorizing said board to examine and issue licenses to water works operators, and to revoke same for good cause shown; fixing the fees to be paid by such licenses and creating of same a special fund in the State Treasury; providing that the salaries and expenses of the board shall be paid out of said fund and no other; directing said board to issue licenses without examination to all persons engaged as water works operators on September 1, 1923; making it a misdemeanor after July 1, 1924, to practice as a water works operator without such license, fixing the penalty therefor, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Arnold and others:

H. B. No. 322, A bill to be entitled "An Act to authorize the Houston

National Exchange Bank to sue the State of Texas and Prison Commission in payment for the Fort Bend Cotton Oil Company."

Referred to Committee on Penitentiaries.

By Mr. Lewis, Mr. Montgomery, Mr. Pinkston and Mr. Davis:

H. B. No. 323, A bill to be entitled "An Act recognizing certain agricultural, vegetable and fruit crops and live stock as being the basis of the agricultural resources of the State and declaring insect pests, plant diseases, rodent wild animal pests that depredate upon such crops a menace; defining the words 'standard insecticide,' 'standard fungicide,' 'poison baits' and 'disinfect'; making it the duty of the Commissioner of Agriculture of this State to destroy and eradicate such pests as far as possible; authorizing the Commissioner of Agriculture to quarantine against any areas without the State infested by dangerous insect pests, plant diseases and other pests; authorizing the Commissioner of Agriculture to quarantine any area within the State found to be infested with any dangerous insect pest, plant disease, rodent wild animal or other pests and authorizing him to require remedial measures to be undertaken within such quarantine area for the eradication of such pests and the prevention of damage; providing for the commissioners court of the counties to hold public hearings to make recommendation to the Commissioner of Agriculture for such quarantine districts; making it the duty of the commissioners courts to co-operate with the Commissioner of Agriculture in the enforcement of this act and authorizing the commissioners courts to appropriate moneys out of the general county fund to pay expenses incurred in the administration of this act; providing penalties for violations of this act, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Lewis, Mr. Montgomery, Mr. Pinkston and Mr. Davis:

H. B. No. 324, A bill to be entitled "An Act to protect and promote the fruit and vegetable industry of this State, and to protect the growers, shippers and consumers of fruits and vegetables grown within this State, and to protect and promote the reputation of such fruits and vegetables grown within

this State in foreign and domestic markets, and to protect the public against the imposition of fraud in the purchase of such fruits and vegetables, by establishing standards for 'containers,' 'packs' and grades for such fruits and vegetables; regulating the manufacture of containers within this State for sale within this State; prescribing the duties of the Commissioner of Agriculture of this State for the enforcement of this act; prohibiting the use of containers, other than established by this act, for packaging or packing fruits and vegetables grown within this State; inhibiting the packing, selling or transportation of such fruits and vegetables which are unfit for human consumption; prohibiting the degrading or adulteration of such fruits and vegetables; providing for inspection of same and fixing the amount of fees which may be charged therefor; establishing a special fund and appropriating the same for carrying out the purposes of this act; providing for the branding or marking of containers, when filled; providing for the issuance of inspection certificates and making such certificates prima facie evidence, as to the grade, quality and condition of the commodity at the time of inspection, for which it was issued; authorizing the Commissioner of Agriculture of this State to promulgate standards of containers, grades and packs in conformity with those hereafter established by Congress, or the Secretary of Agriculture of the United States, and to promulgate such other standards of containers, grades and packs, and grade names, as in his judgment are expedient and to the best interest of the fruit and vegetable growers of this State; providing for tolerances; providing for supervision of the grading and packing of fruits and vegetables grown within this State by the Commissioner of Agriculture of inspectors appointed by him; inhibiting the manufacture and sale of containers, other than standard, within this State, for use within this State; defining terms used in this act; prescribing penalties for the violation of the provisions of this act, repealing certain laws, and all other laws in conflict herewith, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Greer and Mr. Bobbitt:

H. B. No. 325, A bill to be entitled "An Act to require a record kept and

report made of attendance of teachers at summer normals and county institutes and providing full pay for attendance upon teachers' institutes."

Referred to Committee on Education.

By Mr. Patman:

H. B. No. 326, A bill to be entitled "An Act to amend Article 7508, Chapter 11, Title 126, and Articles 7547, 7548 and 7551, and to repeal Articles 7549 and 7550, Chapter 12, Title 126, of the Revised Civil Statutes of 1911, pertaining to the valuation, rendition and assessment of property for taxes to and by the county tax assessor."

Referred to Committee on Revenue and Taxation.

By Mr. Abney and Mr. Melson:

H. B. No. 327, A bill to be entitled "An Act consolidating certain boards, commissions and departments; abolishing the Industrial Accident Board and the State Fire Insurance Commission, and conferring their duties and functions upon the Commissioner of Insurance and Banking, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Melson:

H. B. No. 328, A bill to be entitled "An Act to repeal Article 7383a as enacted by the Thirty-sixth Legislature, relating to occupation taxes based upon gross receipts, and adding in lieu thereof a new Article 7383a, providing an occupation tax on sulphur produced in the State of Texas by individuals, companies, corporations and associations; providing that in the event of either or a part of article be held unconstitutional by the courts it shall not invalidate the remainder of said article, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Winfree:

H. B. No. 329, A bill to be entitled "An Act to authorize Bassett Blakeley to sue the State of Texas and the Prison Commission on account of note for \$39,000 executed by the Prison Commission and payable to Bassett Blakeley."

Referred to Judiciary Committee.

By Mr. Teer:

H. B. No. 330, A bill to be entitled "An Act creating the Schwertner Inde-

pendent School District in the County of Williamson, State of Texas; defining its boundaries, providing for a board of trustees to control and manage the schools of the said district, divesting Common School District No. 48 of Williamson county, Texas, of the control of the free schools of the said district, and of the title, management and control of all property held, owned and controlled for public free school purposes therein and vesting the same in the said Schwertner Independent School District, and in the board of trustees thereof; providing for the assessing and collecting of taxes; providing for the issuance of bonds; providing for the election of officers for the said school district; providing for the election of assessor and collector for said school district; providing for the erection of buildings and equipping same for school purposes, and assuming the payment of the outstanding bonded indebtedness of Common School District No. 48 of Williamson county, Texas, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Henderson:

H. B. No. 331, A bill to be entitled "An Act to amend Section 1 of an Act passed by the Thirty-fourth Legislature of Texas and approved March 22, 1915, creating the Ninth Supreme Judicial District of Texas, the same being Chapter 70 of the Acts of the Regular Session of the Thirty-fourth Legislature, and to create the Tenth Supreme Judicial District of Texas and to provide for the organization of a court of civil appeals within said Tenth Supreme Judicial District, and to repeal all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Judicial Districts.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Faubion, House bill No. 308 was ordered not printed.

On motion of Mr. Houston, House bill No. 198 was ordered not printed.

On motion of Mr. Morgan of Liberty, House bill No. 236 was ordered not printed.

BILL REREFERRED.

On motion of Mr. Montgomery, Senate bill No. 92 was withdrawn from the Judiciary Committee and referred to the Committee on Judicial Districts.

MESSAGE FROM THE GOVERNOR.

Mr. R. B. Walthall, Secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,

Austin, Texas, January 25, 1923.

To the Speaker and Members of the House of Representatives of the Thirty-eighth Legislature:

I have just been advised that your honorable body will have up for consideration today the Laird resolution, providing for an investigation of the recent acts of the Texas State Text Book Commission in awarding contracts for the purchase of certain text books for use in the public schools of Texas.

The individuals who composed the Text Book Commission that made the contracts in question were nominated and vouched for, as provided by law, by

Dr. R. E. Vinson, President of the State University;

Dr. W. B. Bizzell, President of the A. and M. College;

Annie Webb Blanton, Superintendent of Public Instruction;

Dr. F. M. Bralley, President of the College of Industrial Arts;

C. E. Evans, President of Southwest Texas State Normal;

as most capable and best qualified teachers in the State to examine, judge the merits, and make contracts for the purchase of the books most suitable to be used as free text books in the public schools of the State.

In view of the fact that there have been current in the press and throughout the State, rumors and allegations reflecting unfavorably upon the acts and work of this Text Book Commission, and being exceedingly anxious, as you are, that all the facts in regard to this matter be made known, I join the proponents of the resolution that you have pending before you for consideration, and recommend that this resolution be unanimously adopted, and that some competent committee be organized to make a thorough and complete investigation of the entire proceedings of the recent Text Book Commission in connection with its work of the past two years.

Yours sincerely,

PAT M. NEFF,
Governor.

RELATING TO OFFER OF JAMES E. FERGUSON.

Mr. Quinn offered the following resolution:

Whereas, The press this morning carries the offer of Jas. E. Ferguson to take charge of the penitentiary system of Texas for the State; and

Whereas, The people of Texas hired him twice to run not only the penitentiary, but the affairs of the entire State; and

Whereas, During the time he was so hired by the people, he used the office and confidence reposed in him by the people for personal gain, attempting to destroy every man in public life who refused to take dictation from him, and using the Temple State Bank as the treasury of the State, using the State's money for his private gain; therefore, be it

Resolved, by the House of Representatives of Texas, That it considers the said offer of said Ferguson as a brazen affront to the people of Texas, and a reflection on their intelligence.

The resolution was read second time.

Mr. Hardin of Kaufman moved to table the resolution, and the motion to table was lost.

Mr. Bell moved to refer the resolution to the Committee on State Affairs.

Yeas and nays were demanded, and the motion to refer was lost by the following vote:

Yeas—52.

Abney.	Harris.
Amsler.	Hendricks.
Baldwin.	Henderson
Barker.	of McLennan.
Barrett.	Howeth.
Beasley.	Hughes.
Bell.	Jennings.
Blount.	Jones.
Bobbitt.	Lackey.
Cable.	Laird.
Coffee.	LeMaster.
Covey.	LeSturgeon.
Crawford.	Loftin.
Culp.	McBride.
DeBerry.	McDaniel.
Dielmann.	Mathes.
Dinkle.	Maxwell.
Dunn.	Morgan
Edwards.	of Robertson.
Faubion.	Patterson.
Frnka.	Price.
Green.	Quaid.
Greer.	Shearer.
Hardin	Simpson.
of Kaufman.	Stevens.

Stewart of Jasper. Wallace.
Storey. Young.
Teer.

Nays—58.

Arnold.	Melson.
Atkinson.	Merriman.
Avis.	Merritt.
Baker of Milam.	Miller.
Baker of Orange.	Morgan
Bonham.	of Liberty.
Bryant.	Pate.
Carpenter	Perdue.
of Dallas.	Pinkston.
Carpenter	Pope.
of Matagorda.	Potter.
Carson.	Quinn.
Carter of Coke.	Rice.
Carter of Hays.	Robinson.
Cowen.	Rogers.
Davis.	Rowland.
Dodd.	Russell of Trinity.
Driggers.	Satterwhite.
Duffey.	Smith.
Fields.	Sparkman.
Finlay.	Stewart
Gipson.	of Edwards.
Houston.	Strickland.
Hull.	Stroder.
Jacks.	Sweet.
Kemble.	Thrasher.
Lane.	Turner.
Looney.	Wells.
McDonald.	Westbrook.
McKean.	Wilmans.
Martin.	Winfree.

Present—Not Voting.

Bird.	Lewis.
Irwin.	

Absent.

Brady.	Patman.
Chitwood.	Purl.
Davenport.	Rountree.
Dunlap.	Shires.
Hardin of Erath.	Stiernberg.
McFarlane.	Stell.
Montgomery.	Thompson.
Moore.	Wessels.

Absent—Excused.

Burmeister.	McNatt.
Collins.	Pool.
Downs.	Russell
Durham.	of Callahan.
Fugler.	Sackett.
Harrington.	Sanford.
Henderson	Stewart of Reeves.
of Marion.	Vaughan.
Johnson.	Williamson.
Lamb.	Wilson.
Lusk.	

Mr. Jacks moved the previous question on the resolution, and the main question was ordered.

Question then recurring on the resolution, yeas and nays were demanded, and the resolution was lost by the following:

Yeas—47.

Arnold.	Moore.
Atkinson.	Morgan
Baker of Milam.	of Liberty.
Baker of Orange.	Pate.
Bonham.	Perdue.
Carter of Hays.	Pinkston.
Cowen.	Potter.
Davis.	Quinn.
Dodd.	Rice.
Driggers.	Rogers.
Duffey.	Smith.
Faubion.	Sparkman.
Fields.	Stewart
Gipson.	of Edwards.
Howeth.	Strickland.
Hughes.	Stroder.
Hull.	Sweet.
Jacks.	Teer.
Kemble.	Thrasher.
Lane.	Turner.
LeMaster.	Wells.
McBride.	Westbrook.
McKean.	Wilmans.
Melson.	Winfree.
Merriman.	

Nays—57.

Abney.	Harris.
Amsler.	Henderson
Avis.	of McLennan.
Baldwin.	Hendricks.
Barker.	Jennings.
Barrett.	Jones.
Beasley.	Lackey.
Blount.	Laird.
Bobbitt.	LeSturgeon.
Bryant.	Loftin.
Cable.	McDaniel.
Carpenter	McDonald.
of Dallas.	Martin.
Carpenter	Mathes.
of Matagorda.	Merritt.
Carson.	Morgan
Carter of Coke.	of Robertson.
Coffee.	Patman.
Covey.	Patterson.
Crawford.	Price.
Culp.	Quaid.
DeBerry.	Robinson.
Diekmann.	Rowland.
Dinkle.	Russell of Trinity.
Downs.	Satterwhite.
Dunn.	Shearer.
Finlay.	Simpson.
Frnka.	Stevens.
Green.	Stewart of Jasper.
Greer.	Storey.
Hardin of Erath.	Thompson.
Hardin	Wallace.
of Kaufman.	Wessels.

Present—Not Voting.

Bird.	Maxwell.
Edwards.	Miller.
Houston.	Pope.
Irwin.	Purl.
Lewis.	Young.
Looney.	

Absent.

Bell.	Rountree.
Brady.	Shires.
Dunlap.	Stell.
McFarlane.	Stiernberg.
Montgomery.	

Absent—Excused.

Burmeister.	Lusk.
Chitwood.	McNatt.
Collins.	Pool.
Davenport.	Russell
Durham.	of Callahan.
Fugler.	Sackett.
Harrington.	Sanford.
Henderson	Stewart of Reeves.
of Marion.	Vaughan.
Johnson.	Williamson.
Lamb.	Wilson.

Mr. Jacks moved to reconsider the vote by which the resolution was lost.

On motion of Mr. Jones, the motion to reconsider was tabled.

THANKING MATRON OF SCOTTISH RITE DORMITORY.

Mr. Morgan of Robertson offered the following resolution:

H. C. R. No. 7, Thanking matron of Scottish Rite Dormitory for entertainment:

Whereas, The House of Representatives, the Senate and their friends accepted the invitation by the Scottish Rite Masons to visit the Scottish Rite Dormitory of the University of Texas on Tuesday evening, January 23, 1923, and

Whereas, By the unequalled courtesy by those in authority and the girls of said dormitory, each one who attended enjoyed the evening thoroughly; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That we send a unanimous vote of thanks to the matrons and the three hundred and six Texas girls of the Scottish Rite Dormitory our deepest appreciation of their kindness and hospitality; and be it further

Resolved, That the Chief Clerk be instructed to send a copy of this resolution to Mrs. Kauffman, Dean of the Dormitory.

The resolution was read second time.

Mr. Lackey moved that the House adopt the resolution by a rising vote.

The motion prevailed unanimously.

RELATING TO PROPOSITION TO LEASE PENITENTIARY SYSTEM.

The Speaker laid before the House and had read a communication from James E. Ferguson relating to lease of the penitentiary system.

Mr. Morgan of Liberty moved to return the communication to the writer.

Mr. Baldwin moved to refer the communication to the Committee on Penitentiaries.

On motion of Mr. Winfree, the motion of Mr. Baldwin was tabled.

Question then recurring on the motion of Mr. Morgan of Liberty to return the communication to the writer, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—79.

Amsler.	Finlay.
Arnold.	Gipson.
Atkinson.	Greer.
Avis.	Houston.
Baker of Milam.	Hughes.
Baker of Orange.	Hull.
Baldwin.	Jacks.
Beasley.	Kemble.
Bell.	Lackey.
Bird.	Lane.
Bobbitt.	LeMaster.
Bonham.	LeSturgeon.
Bryant.	Lewis.
Cable.	McBride.
Carpenter	McDonald.
of Dallas.	McKean.
Carpenter	Mathes.
of Matagorda.	Melson.
Carter of Hays.	Merriman.
Collins.	Merritt.
Cowen.	Miller.
Davis.	Montgomery.
DeBerry.	Moore.
Dielmann.	Morgan
Dinkle.	of Liberty.
Dodd.	Pate.
Driggers.	Patterson.
Duffey.	Perdue.
Dunlap.	Pinkston.
Dunn.	Pope.
Edwards.	Potter.
Faubion.	Quaid.
Fields.	Quinn.

Rice.	Sweet.
Robinson.	Teer.
Rogers.	Thrasher.
Russell of Trinity.	Turner.
Smith.	Wells.
Sparkman.	Westbrook.
Stewart of Jasper.	Wilmans.
Strickland.	Winfree.
Stroder.	

Nays—34.

Abney.	Loftin.
Barker.	Looney.
Barrett.	McDaniel.
Blount.	Martin.
Brady.	Maxwell.
Carson.	Morgan
Carter of Coke.	of Robertson.
Coffee.	Patman.
Frnka.	Price.
Green.	Rountree.
Hardin	Rowland.
of Kaufman.	Satterwhite.
Harris.	Stevens.
Henderson	Stewart
of McLennan.	of Edwards.
Hendricks.	Storey.
Jennings.	Thompson.
Jones.	Wallace.
Laird.	Wessels.

Present—Not Voting.

Howeth.	Stell.
Irwin.	Young.
Shearer.	

Absent.

Covey.	Purl.
Crawford.	Shires.
Downs.	Simpson.
Hardin of Erath.	Stiernberg.
McFarlane.	

Absent—Excused.

Burmeister.	Lusk.
Chitwood.	McNatt.
Culp.	Pool.
Davenport.	Russell
Durham.	of Callahan.
Fugler.	Sackett.
Harrington.	Sanford.
Henderson	Stewart of Reeves.
of Marion.	Vaughan.
Johnson.	Williamson.
Lamb.	Wilson.

Mr. Merriman moved to reconsider the vote by which the motion of Mr. Morgan of Liberty prevailed and to table the motion to reconsider.

The motion to table prevailed.

RELATING TO CONTRACTS FOR FREE TEXT BOOKS.

The Speaker laid before the House,

as postponed business, for consideration at this time,

H. C. R. No. 6, Relating to contracts for free text books.

The resolution having been read second time on Tuesday, January 23.

Mr. Green offered the following amendment to the resolution:

After "over the present award" add "and in securing the recent adoptions made by the late Text Book Commission."

On motion of Mr. Gipson, by unanimous consent, further consideration of the resolution was postponed until the House had considered H. C. R. No. 4.

RELATING TO CONTRACT FOR FREE TEXT BOOKS.

The Speaker laid before the House, as postponed business, for consideration at this time,

H. C. R. No. 4, Providing for an investigation of the recent contracts let by the Texas State Text Book Commission, providing how such investigation shall be conducted, and providing how the result of such investigation shall be used.

The resolution having been read second time on Friday, January 13.

Question recurring on the resolution, it was adopted.

The Speaker then laid before the House, as postponed business, for consideration at this time,

H. C. R. No. 6, Relating to contracts for free text books,

With amendment by Mr. Green pending.

Question recurring on the pending amendment by Mr. Green, it was adopted.

Mr. Purl offered the following amendment to the resolution:

Amend H. C. R. No. 6 by striking out all provisions requiring appearance before a joint Committee on Education of the House and Senate and require said hearing to be by and before the committee provided by the terms of the Laird Resolution No. 4.

The amendment was adopted.

Question then recurring on the resolution as amended, it was adopted.

RELATING TO SALE OF OIL AND GASOLINE.

The Speaker laid before the House, for consideration at this time,

H. C. R. No. 5, Relating to sale of oil and gasoline.

The resolution having been read second time on Wednesday, January 17.

Question recurring on the resolution, it was adopted.

MESSAGE FROM THE GOVERNOR.

Mr. R. B. Walthall, Secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,

Austin, Texas, January 25, 1923.

To the Members of the Thirty-eighth Legislature:

The construction of highways has occupied the attention of the empire builders of all the centuries. Wherever we find the footprints of civilized man, we witness the building of highways. Civilization goes by way of the highways. The Babylonians established a wonderful system of brick roads, radiating in all directions from the city of Babylon. Egyptians built marble roads that to this day bear testimony of their appreciation to the necessity for transportation facilities. The remarkable Roman roads, the wonder of twenty centuries, have survived the great Roman Empire itself. The highways of France today are living monuments to the wisdom and foresight of the great Napoleon. Looking backward across the stretch of centuries, watching the achievement of man during six thousand years of human climbing, we are impressed with the fact that the construction of highways has gone hand in hand with the onward and upward march of mankind in its efforts to attain the very highest degree of civilization.

Primitive man at first found little necessity for public highways, but as he went forth to subdue the earth, he found that as he felled the forest, cultivated the soil, increased the herds, populated the country, and builded the towns and cities, it was also necessary for him to span the rivers, scale the mountains, and traverse the continent with public highways.

In Colonial days our forefathers found that the trail and pack-horse afforded sufficient means and ample provision for their transportation requirements. But as they founded new settlements, built new neighborhoods, and established other colonies, economic and

social conditions prompted them to construct connecting highways. From that day, as agriculture, commerce and industry have developed, the building of more and better highways has been necessary until today the greatest Republic of all times bids fair to be the greatest builder of magnificent, permanent highways in all history. We are today witnessing the birth of the greatest era of road building of all the centuries. The United States leads all nations in this feature of her progress.

Our Highways Are the Foundation of Future Development.

Highway construction, maintenance and operation is the barometer of our progress and the economic foundation of our future development. "Only when we find a travelable road going past every farm, through every village and city will it be time to cease talking good roads." The manifold benefits of good roads may be classified under two main subdivisions, one dealing with social benefits, the other with economic benefits. The improvement and development of public highways is so closely interwoven with every aspect of community life that an accurate measure of the advantages and benefits of good roads is impossible. No one questions the wisdom of constructing and maintaining a system of properly surfaced roads. No community ever regrets its expenditure of time and money in building passable highways. Social conditions improve. The modern highway takes the isolation out of rural life and likewise relieves the city of its oppressive congestion. It affords the farmer ready and economical access to the market of the city and furnishes the city dweller an inviting avenue to rest and recreation in the country. It consolidates the small and inadequate rural schools into one modern community school, provides ample facilities for modern education, erects and equips modern school buildings and carries the rural pupils to and from school in comfortable motor vehicles. It is the one great connecting link which solidifies the interest of the urban and rural citizen. The modern highway and motor transportation furnishes the city dinner table with seasonable vegetables, fresh from the country garden. It enables the country citizen to live within the very shadow of the city skyscraper and makes it possible for the city dweller to fill his lungs with invigorating, life

renewing country air. It puts the packing house within a stone's throw of the ranchman, and enables the fruit grower to rush his perishable products to the metropolitan markets of the nation. The highway is not an inanimate, material thing; "it is a living force that serves to bind the people of this State and country more closely together, stamps out isolation, and eliminates distance."

Highway Building in Texas.

If the building of good roads is necessary in the development of a country, then the construction of an adequate system of public highways in Texas is, at the present time, imperative. The necessity and the demand for improved highways is in direct proportion to the area and population to be served. As Texas surpasses all other States in area, her mileage of enduring highways should properly exceed that of any other State. Texas leads all other States in railroad mileage. She surpasses all other States in the number of her farms and farm products; in ranches and live stock interests. With an area larger than the Republic of France or the German Empire, Texas has a future replete with alluring prospects and boundless opportunities. This great State of ours has a place in the sun. Her people should unite in improving and standardizing a network of highways that will stand as a monument of usefulness to future generations. Texas now leads all other States in highway building and in the last four years has completed a greater mileage of improved roads than any other State, and with her characteristic, indomitable will, she surely will continue to lead in the great work of constructing enduring highways.

Our Present Plan for Highway Construction.

With railroad transportation inadequate to meet present demands, and with agriculture, stock raising, industrial development and economic conditions generally demanding more efficient transportation facilities, all thoughtful minds of our State are agreed that a better and more comprehensive system of highways must be constructed and maintained. The only question now arising is as to the best plan for permanent construction and proper maintenance.

Up to the present time, our whole

plan for road building has been based to a large extent on the idea that all roads are "county roads," and that their construction and maintenance devolves upon the commissioners courts of the respective counties. Under this system the funds for construction and maintenance of highways have been raised by the county, and the type of road usually constructed has been determined by local conditions, and built to meet the ordinary requirements of local traffic. Under this plan of highway building, over \$100,000,000 worth of county highway bonds have been voted by the various counties of Texas and approximately 2800 miles of good roads have been built with an additional 1800 miles now under contract for construction. Over 1200 bridges, many of them of large size, have been built, and many dangerous railroad grade crossings have been eliminated. Under this plan of highway building, our people have made much progress and the transportation facilities of our State have been greatly improved. Yet, under this method, which permits counties to determine whether or not good roads shall be built, we find that not one of our important trunk line highways is continuously improved throughout its entire length, and that those portions of the same highway already built, are not uniform in construction and therefore are not capable of carrying like amounts of traffic. As a chain is no stronger than its weakest link, so a road is no better than its deepest mudhole. Although we have already completed 2800 miles of improved highway in Texas, we have scarcely as much as 100 miles of completed road in a single continuous stretch, and we frequently find sections of the highest grade hard-surfaced road, capable of carrying the heaviest truck traffic, lying between two sections of gravel road suited only for the lightest passenger and other ordinary traffic. Our State Highway Department, lacking State funds to match the Federal appropriations, has had to depend upon the counties to do so. The rich counties have voted large bond issues and constructed roads of highest type; the poorer counties have found it necessary to construct roads of cheaper type. Some counties voted no bonds at all. Thus our arterial highways traversing the State lack uniformity and are at best but a stretch of patchwork. The impassable condition of the mudholes in some counties

must then be taken as the measure of the serviceability of the great Bankhead Highway which traverses Texas from east to west and presents in other counties a stretch of the finest type of hard surfaced road possible of construction for through traffic, it cannot render the service for which it was intended because of inferior, and oftentimes impassable, roads in some of the counties through which it passes.

Another very serious objection to our present method of road building is that the counties after burdening themselves with large bond issues to take care of the original cost of construction of their roads, find themselves unable to provide sufficient funds for their proper maintenance. Under the heavy traffic to which our highways are subjected, and for which they are not fitted, a vast amount of our good roads system is rapidly wearing away. The proper maintenance of our roads is as important as their original construction.

Building of State Highways Should Be Centralized and Standardized.

It is further a well-known fact that in many instances the counties of this State have been fleeced of funds for road construction by incompetent or unscrupulous road contractors. Those charged with expending the county highway funds, lacking knowledge of the fundamentals of road building, have awarded contracts to local superintendents inexperienced in road construction, resulting in the building of an inferior road with consequent waste of money and ultimate dissatisfaction to the users of the road. In order to properly safeguard the expenditure of the people's money, the construction of highways should be centralized and standardized and carried on under the supervision of those eminently qualified both by training and wide experience to guarantee to the citizens of this State a dollar's worth of highway service for every dollar expended in highway construction.

The experience gained during the last five years has convinced civil engineers and men of affairs who have given thought to the subject that our present system of highway building must be improved and a more satisfactory and comprehensive plan adopted. In order to provide a system of highways that will connect all our rural communities with their respective trade centers and which will also connect our towns, county seats, and larger cities, finally

connecting our State with the great cardinal highways of the nation, we must get away from the provincial idea that all public roads are "county roads," and get our minds definitely fixed on a great system of State highways, which is infinitely more than mere public roads. County financing, county construction, county supervision and maintenance of our State highway system must be supplanted by State supervision. In other words, our cardinal State highways must be built for the use of all the people of our State and our neighboring States. They must be built under the supervision and direction of our State Highway Department and the expenses of building must be borne by our State with whatever financial aid the national government may see fit to give.

The Status of Federal Aid in Texas.

Texas has 180,000 miles of public road, enough mileage to encircle the earth seven times. Of this amount, only 18,000 miles, or ten per cent, are designated as State highways. Texas leads all other States in highway building, in amount of Federal aid received for roads, and in amount of work under construction. Texas has for road building the largest Federal appropriation of any State in the Union, amounting to approximately \$32,000,000. This exceeds the allotment to any other State by more than two and one-half million dollars. But Texas has a far greater area to cover with an adequate system of roads than any other State. We have in the past, despite the defects in and objections to the county unit system of road construction, accomplished much, but we have now reached the point where a competent system, centralizing, standardizing, and financing road construction under the supervision of a State Highway Department, is imperative, if we are to continue to receive Federal aid in the construction of our highways. Under the requirements of the Federal Highway Act of November, 1921, exclusive authority in the construction and maintenance of a State system of highways must be vested in the State if it is to continue to share in the apportionment of Federal funds. Under our present plan, this authority is vested in the various counties. We have until November, 1926, to comply with this particular provision of the Federal Aid Act. We do not have that length of time in which to comply with a second requirement of that act in re-

gard to the maintenance of roads already constructed jointly by Federal aid and county funds under county supervision. Unless the roads are maintained, Federal aid will be withdrawn. Under our present plan of operation, the State is not provided with funds that can be used for the upkeep of these State highways. Therefore, the negligence and failure of one county to maintain its Federal aid highways would penalize and unjustly punish other counties that had planned and financed a system of roads. This provision of the Federal act is operative at the present time. It demands immediate consideration. Should one of our numerous counties which has constructed Federal aid roads fail to properly maintain them, the entire State would be cut off from Federal aid. In order to meet the requirements of the Federal government and retain Federal aid for our highways, it is necessary to have some amendments made to our present laws. The centralization of authority in the State Highway Department for the construction, financing, operation, and maintenance of our State designated highways is prerequisite to the continuance of Federal financial assistance.

Would it be wise for Texas to exclude herself from the use of these millions of dollars in the form of Federal highway aid? Federal aid has been a great incentive to road building in Texas. It has placed road building upon a more scientific basis. Federal aid is recognized as an established principle of our national government. Texas sends to Washington her quota of taxes. She must continue to do so whether or not she elects to take advantage of Federal aid offered. The road policy of our national government, distributing Federal aid in proportion to the area of the State, operates to return to Texas more than a proportionate share of the national revenue allotted for the building of highways. Under this method of allotment, approximately four out of every five dollars of Federal taxes spent in road construction in Texas are paid by other States.

The completion of the 18,000 miles of State highways, while representing only ten per cent of our public roadways, will not only link together every section of Texas, but will connect us with the great continental highways of the nation. The improvement and construction of the remaining 90 per cent of our secondary public roads will be left

to the direct supervision of the commissioners courts of the various counties in Texas, which counties will then be entitled to spend all their road and bridge funds in constructing and maintaining their side, or cross roads.

Financing the Burden of Highways.

Whether Texas elects to comply with the requirements which will entitle her to continue to receive Federal aid or whether she chooses to construct her highways unaided, the source of revenue for the building of our highways is a question of prime importance. The problem of financing the building of highways may be viewed from two angles. It may first be considered as a question involving the equitable division of construction expenses between the present taxpayer and future generations. This calls for meeting the cost of highway building jointly by taxes and bonds. A second viewpoint of the just distribution of financial responsibility deals with the division of such cost between those actually using the highway and the taxpayers in general.

Under our present system, regarding the county as a unit, the citizens in each county have generally followed the plan of voting bonds for road construction, thus equalizing the cost between this and future generations receiving the benefits, and scattering over a period of years, the burden of payment. By some it is considered wise that the State should adopt a similar policy, involving the issuance of bonds. If the State should follow this procedure in financing and taking over the construction of designated State highways, those counties which have already expended large sums in highway improvement should receive credit for the money already spent, as compared with the counties having little or no money invested in such improvement.

Many other thoughtful suggestions have been offered for financing a great system of State highways. It has been proposed by some that the users of the road pay the entire maintenance cost; others suggest that property owners whose lands adjacent to and served by the highway, bear a proportionate part of the road building and maintenance tax. Some States have advocated and adopted a tax on gasoline, others an added tax on motor vehicles. These different theories of financing road building are presented to you for your consideration. It is recommended

that your honorable bodies pass such laws as will enable Texas to co-operate with the Federal government in both the building and maintenance of our roads on a big and enduring scale.

Whatever may be the wisest policy for Texas to adopt with a view of financing a broad and comprehensive plan of road building, in keeping with the progress and future development of this splendid commonwealth, we can without doubt rely on a patriotic citizenship to stand back of a progressive, State-wide road building system second to none beneath the Stars and Stripes.

Respectfully submitted,

PAT M. NEFF,
Governor.

SENATE BILL NO. 31 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 31, A bill to be entitled "An Act to authorize the cities having more than 25,000 population to purchase and condemn real estate for the purpose of laying out, establishing, straightening, widening, opening or extending highways, public squares or public places therein, and to provide for the cost thereof, and for the assessment of such improvements against its owners, and to enforce the collection thereof, and declaring an emergency."

The bill was read third time.

Mr. Henderson of McLennan moved that further consideration of the bill be postponed until 10 o'clock a. m. tomorrow.

On motion of Mr. Carpenter of Dallas, the motion to postpone was tabled.

Question—Shall Senate bill No. 31 be passed?

RECESS.

On motion of Mr. Barker, the House, at 12 o'clock m., took recess until 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by Mr. Satterwhite.

BILL REREFERRED.

On motion of Mr. Dunn, House bill No. 321 was withdrawn from the Committee on State Affairs and referred to the Committee on Public Health.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Barrett, House bills Nos. 306 and 307 were ordered not printed.

On motion of Mr. Barrett, Senate bills Nos. 126 and 157 were ordered not printed.

MOTION TO PRINT HOUSE BILL
NO. 106.

Mr. LeSturgeon moved that House bill No. 106, reported adversely with a minority favorable report, be printed.

Mr. Smith moved to table the motion to print.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—54.

Amsler.	Jennings.
Atkinson.	Lackey.
Avis.	LeMaster.
Baker of Orange.	Loftin.
Barker.	Lusk.
Barrett.	Maxwell.
Bell.	Melson.
Bobbitt.	Merriman.
Bonham.	Miller.
Carpenter	Montgomery.
of Dallas.	Morgan
Carpenter	of Robertson.
of Matagorda.	Pate.
Carter of Hays.	Patterson.
Collins.	Pinkston.
Crawford.	Pope.
Downs.	Rowland.
Duffey.	Russell of Trinity.
Edwards.	Sackett.
Frnka.	Shearer.
Gipson.	Smith.
Green.	Stewart
Hardin	of Edwards.
of Kaufman.	Stewart of Reeves.
Harrington.	Stiernberg.
Harris.	Storey.
Henderson	Thrasher.
of McLennan.	Wessels.
Hendricks.	Williamson.
Houston.	Winfree.
Hughes.	

Nays—51.

Arnold.	Dielmann.
Baker of Milam.	Dinkle.
Baldwin.	Dodd.
Beasley.	Driggers.
Bird.	Dunn.
Bryant.	Faubion.
Cable.	Greer.
Cowen.	Howeth.
Davis.	Hull.
DeBerry.	Jacks.

Laird.	Robinson.
Lane.	Rogers.
LeSturgeon.	Russell
Lewis.	of Callahan.
Looney.	Sanford.
McBride.	Simpson.
McDaniel.	Sparkman.
Martin.	Stell.
Mathes.	Stevens.
Merritt.	Stewart of Jasper.
Morgan	Strickland.
of Liberty.	Stroder.
Perdue.	Thompson.
Potter.	Turne.
Purl.	Wallace.
Quinn.	Westbrook.
Rice.	

Present—Not Voting.

Carter of Coke.	Wilmons.
Finlay.	Young.

Absent.

Abney.	McDonald.
Blount.	McKean.
Brady.	Moore.
Carson.	Patman.
Coffee.	Price.
Covey.	Quaid.
Culp.	Rountree.
Dunlap.	Satterwhite.
Fields.	Shires.
Hardin of Erath.	Sweet.
Irwin.	Teer.
Jones.	Wells.
Kemble.	

Absent—Excused.

Burmeister.	Johnson.
Chitwood.	Lamb.
Davenport.	McFarlane.
Durham.	McNatt.
Fugler.	Pool.
Henderson	Vaughan.
of Marion.	Wilson.

SENATE BILL NO. 31 ON THIRD
READING.

The House resumed consideration of pending business, same being Senate bill No. 31, to authorize certain cities to purchase and condemn real estate for certain purposes, on its final passage.

Mr. Loftin offered the following amendment to the bill:

Amend Senate bill No. 31 by adding a section to read as follows:

"Section 21a. The provisions of this act shall not apply to cities or towns incorporated under either general or special laws, unless said cities or towns shall have adopted the provisions of this act at an election held for that

purpose, as now provided by Article 1016, Revised Civil Statutes of Texas."

Mr. Henderson of McLennan moved to recommit the bill to the Judiciary Committee.

Mr. Carpenter of Dallas moved to table the motion to recommit.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—72.

Arnold.	McBride.
Baker of Milam.	Maxwell.
Baker of Orange.	Melson.
Barrett.	Merriman.
Bell.	Montgomery.
Bobbitt.	Morgan
Carpenter	of Liberty.
of Dallas.	Pate.
Carpenter	Patterson.
of Matagorda.	Pinkston.
Carson.	Pope.
Carter of Hays.	Potter.
Coffee.	Purl.
Collins.	Quaid.
Cowen.	Quinn.
Dielmann.	Rice.
Dunlap.	Robinson.
Edwards.	Rogers.
Faubion.	Russell of Trinity.
Fields.	Sackett.
Gipson.	Satterwhite.
Green.	Shearer.
Greer.	Simpson.
Hendricks.	Smith.
Houston.	Sparkman.
Hull.	Stevens.
Irwin.	Stewart of Jasper.
Jacks.	Stewart of Reeves.
Jennings.	Strickland.
Jones.	Stroder.
Kemble.	Sweet.
Lackey.	Teer.
Lane.	Turner.
LeMaster.	Williamson.
LeStourgeon.	Wilmans.
Lewis.	Winfree.
Looney.	Young.
Lusk.	

Nays—48.

Abney.	Davis.
Amsler.	DeBerry.
Atkinson.	Dinkle.
Avis.	Dodd.
Baldwin.	Driggers.
Barker.	Duffey.
Beasley.	Dunn.
Bird.	Finlay.
Bonham.	Hardin of Erath.
Bryant.	Hardin
Cable.	of Kaufman.
Covey.	Harrington.
Crawford.	

Henderson	Price.
of Marion.	Rowland.
Henderson	Russell
of McLennan.	of Callahan.
Howeth.	Sanford.
Hughes.	Stell.
Laird.	Stewart
Lofton.	of Edwards.
McDaniel.	Stiernberg.
McDonald.	Storey.
Mathes.	Thrasher.
Merritt.	Wallace.
Morgan	Westbrook.
of Robertson.	Wessels.
Perdue.	

Absent.

Blount.	Martin.
Brady.	Miller.
Carter of Coke.	Moore.
Culp.	Patman.
Downs.	Rountree.
Frnka.	Shires.
Harris.	Thompson.
McFarlane.	Wells.
McKean.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

Mr. Carpenter of Dallas then moved to table the amendment by Mr. Loftin. The motion to table prevailed.

Question—Shall Senate bill No. 31 be passed?

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—87.

Amsler.	Dielmann.
Arnold.	Dodd.
Avis.	Downs.
Baker of Orange.	Driggers.
Barrett.	Duffey.
Bell.	Dunlap.
Bobbitt.	Dunn.
Bryant.	Edwards.
Carpenter	Faubion.
of Dallas.	Fields.
Carpenter	Gipson.
of Matagorda.	Green.
Carson.	Greer.
Carter of Coke.	Henderson
Carter of Hays.	of Marion.
Coffee.	Hendricks.
Collins.	Houston.
Cowen.	Hull.
DeBerry.	Irwin.

Jacks.	Quinn.
Jennings.	Rice.
Jones.	Robinson.
Kemble.	Rogers.
Lackey.	Russell of Trinity.
Lane.	Sackett.
LeSturgeon.	Sanford.
Lewis.	Satterwhite.
Looney.	Shearer.
Lusk.	Simpson.
McBride.	Smith.
Maxwell.	Sparkman.
Merriman.	Stell.
Montgomery.	Stewart of Jasper.
Moore.	Stewart of Reeves.
Morgan	Strickland.
of Liberty.	Stroder.
Morgan	Sweet.
of Robertson.	Teer.
Pate.	Thrasher.
Patterson.	Turner.
Pinkston.	Westbrook.
Pope.	Wessels.
Potter.	Williamson.
Price.	Wilmans.
Purl.	Winfree.
Quaid.	Young.

Nays—31.

Abney.	Howeth.
Atkinson.	Hughes.
Baker of Milam.	LeMaster.
Baldwin.	Lofton.
Barker.	McDaniel.
Beasley.	Mathes.
Bird.	Merritt.
Cable.	Rowland.
Covey.	Russell
Crawford.	of Callahan.
Davis.	Stevens.
Dinkle.	Stewart
Finlay.	of Edwards.
Hardin of Erath.	Stiernberg.
Hardin	Storey.
of Kaufman.	Wallace.
Harrington.	
Henderson	
of McLennan.	

Present—Not Voting.

Laird.

Absent.

Blount.	Martin.
Bonham.	Melson.
Brady.	Miller.
Culp.	Patman.
Frnka.	Perdue.
Harris.	Rountree.
McDonald.	Shires.
McFarlane.	Thompson.
McKean.	Wells.

Absent—Excused.

Burmeister. Chitwood.

Davenport.	McNatt.
Durham.	Pool.
Fugler.	Vaughan.
Johnson.	Wilson.
Lamb.	

(Mrs. Wilmans in the chair.)

HOUSE JOINT RESOLUTION NO. 3
ON SECOND READING.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. J. R. No. 3, Proposing an amendment to Section 2, of Article 6, of the Constitution of the State of Texas, abolishing the poll tax qualifications of electors.

The resolution having heretofore been read second time.

Mr. Carter of Coke moved the previous question on the resolution and the motion was duly seconded.

Question recurring on the motion for the previous question, yeas and nays were demanded.

The previous question was ordered by the following vote:

Yeas—105.

Abney.	Edwards.
Amsler.	Faubion.
Atkinson.	Gipson.
Baker of Milam.	Green.
Baker of Orange.	Hardin of Erath.
Baldwin.	Hardin
Barker.	of Kaufman.
Barrett.	Harrington.
Beasley.	Harris.
Bird.	Henderson
Blount.	of Marion.
Bobbitt.	Hendricks.
Cable.	Hughes.
Carpenter	Hull.
of Dallas.	Irwin.
Carpenter	Jacks.
of Matagorda.	Jennings.
Carson.	Jones.
Carter of Coke.	Lackey.
Carter of Hays.	Lane.
Coffee.	LeMaster.
Collins.	LeSturgeon.
Covey.	Loftin.
Cowen.	Looney.
Crawford.	Lusk.
Davis.	McBride.
DeBerry.	McKean.
Dielmann.	Martin.
Dinkle.	Mathes.
Downs.	Maxwell.
Driggers.	Merriman.
Duffey.	Merritt.
Dunlap.	Montgomery.
Dunn.	Moore.

Morgan of Liberty.	Shearer. Smith.	Maxwell. Sackett. Stell.	Stewart of Reeves. Turner. Young.
Morgan of Robertson.	Sparkman. Stell.		
Pate.	Stevens.	Nays—105.	
Patterson.	Stewart	Abney.	McBride.
Perdue.	of Edwards.	Amsler.	McDonald.
Pinkston.	Stewart of Jasper.	Arnold.	McKean.
Pope.	Stiernberg.	Atkinson.	Martin.
Potter.	Storey.	Avis.	Melson.
Price.	Strickland.	Baker of Milam.	Miller.
Purl.	Stroder.	Baker of Orange.	Merriman.
Quaid.	Sweet.	Barker.	Merritt.
Quinn.	Teer.	Barrett.	Montgomery.
Robinson.	Thrasher.	Beasley.	Moore.
Rogers.	Turner.	Bell.	Morgan
Rountree.	Wallace.	Bird.	of Liberty.
Rowland.	Westbrook.	Blount.	Morgan
Russell	Williamson.	Bonham.	of Robertson.
of Callahan.	Wilmans.	Bobbitt.	Pate.
Russell of Trinity.	Winfree.	Carpenter	Patman.
Sackett.	Young.	of Dallas.	Patterson.
Sanford.		Carpenter	Perdue.
		of Matagorda.	Pinkston.
		Carson.	Pope.
		Carter of Coke.	Potter.
		Carter of Hays.	Price.
		Coffee.	Purl.
		Collins.	Quaid.
		Covey.	Quinn.
		Cowen.	Rice.
		Crawford.	Robinson.
		DeBerry.	Rogers.
		Dinkle.	Rountree.
		Dodd.	Rowland.
		Downs.	Russell
		Driggers.	of Callahan.
		Duffey.	Russell of Trinity.
		Dunn.	Sanford.
		Faubion.	Satterwhite.
		Gipson.	Shearer.
		Green.	Smith.
		Hardin of Erath.	Sparkman.
		Harrington.	Stevens.
		Harris.	Stewart
		Henderson	of Edwards.
		of Marion.	Stewart of Jasper.
		Henderson	Stiernberg.
		of McLennan.	Storey.
		Hendricks.	Strickland.
		Hughes.	Stroder.
		Hull.	Sweet.
		Jacks.	Teer.
		Jones.	Thrasher.
		Kemble.	Wallace.
		Lackey.	Wells.
		Laird.	Westbrook.
		Lane.	Wessels.
		LeMaster.	Williamson.
		Lewis.	Wilmans.
		Looney.	Winfree.
		Lusk.	
		Present—Not Voting.	
		Edwards.	Loftin.
		Hardin	Thompson.
		of Kaufman.	

Nays—15.

Avis.	Henderson
Bell.	of McLennan.
Bonham.	McDaniel.
Bryant.	Rice.
Dodd.	Satterwhite.
Finlay.	Stewart of Reeves.
Frnka.	Thompson.
Laird.	Wessels.

Absent.

Arnold.	Lewis.
Brady.	McDonald.
Culp.	McFarlane.
Fields.	Melson.
Greer.	Miller.
Houston.	Patman.
Howeth.	Shires.
Kemble.	Simpson.
Lamb.	Wells.

Absent—Excused.

Burmeister.	Johnson.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.

(Mr. Satterwhite in the chair.)

Question—Shall House joint resolution No. 3 be engrossed?

The Clerk was directed to call the roll and the resolution failed to pass to engrossment by the following vote:

Yeas—14.

Bryant.	Fields.
Cable.	Frnka.
Davis.	LeSturgeon.
Dielmann.	McDaniel.

Absent.

Baldwin.	Howeth.
Brady.	Irwin.
Culp.	Jennings.
Dunlap.	McFarlane.
Finlay.	Mathes.
Greer.	Shires.
Houston.	Simpson.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

Reason for Vote.

Because of the suggestion that this measure would make it possible for negroes to control the elections in some counties, I vote "present" instead of "aye," as I intended.

HARDIN of Kaufman.

Mr. Moore moved to reconsider the vote by which House joint resolution No. 3 was lost, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 25, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 129, A bill to be entitled "An Act to create the Eighty-seventh Judicial District Court in the counties of Limestone and Freestone in the State of Texas, in addition to the Seventy-seventh District Court now existing in said counties; to provide for the terms and jurisdiction thereof in said counties and for grand juries in said counties; for the appointment of a district judge and a district attorney of said district court and providing for their duties, and for the duties of county attorneys in said counties with respect to said court; for the transfer of cases from the docket of the court so created to the docket of the Seventy-seventh District Court and from the docket of the Seventh-seventh District Court to the court hereby created in said counties so as to provide for the clerk of said court in said

counties and for the filing of causes and the preparation of dockets, and for the prosecution of criminal causes in said court in said counties by the district attorney to be appointed for said Eighty-seventh District Court, and in his absence by the county attorney of the respective counties, and likewise for the prosecution of causes in the Seventy-seventh District Court by the district attorney of the Eighty-seventh District Court, and in his absence by the county attorneys of the respective counties, making process now issued valid and binding to said new court with other provisions, and declaring an emergency."

S. B. No. 165, A bill to be entitled "An Act creating the Boyce Independent School District in Ellis county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges, duties and liabilities now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect, and declaring an emergency."

S. C. R. No. 14, In reference to the copying of a portrait of David Crockett.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

HOUSE BILL NO. 4 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 4, A bill to be entitled "An Act to establish and maintain a horticultural and agricultural experiment station in the citrus belt of Cameron or Hidalgo county, Texas, authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to select a suitable location for said station, and empowering said board to establish and maintain the same; to accept donations of lands, water and money for the establishment of said station, making an appropriation to pay the cost of establishing said station, and for the operation of the same, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE JOINT RESOLUTION NO. 1
ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. J. R. No. 1, Providing for the amendment to Article 3 of the Constitution of the State of Texas, adding thereto Section 59, authorizing the State of Texas to appropriate money from the general revenue and issue bonds and to lend its credit for the purpose of constructing and maintaining terminal fireproof warehouses and grain elevators at the ports of Texas for the storage of the products of the farm, ranch and orchard, and for loading for shipment for water transportation; and authorizing counties or any political subdivision thereof, or any number of counties adjoining, or any defined district within the State to issue its bonds for the construction of local fireproof warehouses, grain elevators, cold storage and curing plants, and any other buildings desirable for the storage and conservation of the products of the farm, ranch and orchard.

The resolution was read third time.

Mr. Price offered the following amendment to the resolution:

Amend caption of House joint resolution No. 1 by inserting in line 11 thereof, after the word "Texas," these words: "or other places in Texas."

And in line 13, after word "transportation," the words "or other transportation."

The amendment was adopted.

Mr. Bryant moved a call of the House for the purpose of maintaining a quorum pending consideration of House joint resolution No. 1, and the motion was not seconded.

Question—Shall House joint resolution No. 1 be passed?

The Clerk was directed to call the roll and the resolution failed to pass by the following vote:

Yeas—90.

Arnold.	Carpenter
Avis.	of Matagorda.
Baker of Milam.	Carter of Hays.
Baker of Orange.	Coffee.
Baldwin.	Covey.
Barker.	Cowen.
Barrett.	Crawford.
Bird.	Davis.
Bobbitt.	DeBerry.
Bonham.	Dielmann.
Bryant.	Dodd.
Carpenter.	Downs.
of Dallas.	Driggers.

Duffey.	Pope.
Dunlap.	Potter.
Edwards.	Price.
Faubion.	Quinn.
Fields.	Rice.
Finlay.	Robinson.
Frnka.	Rogers.
Gipson.	Rowland.
Greer.	Russell
Henderson	of Callahan.
of Marion.	Russell of Trinity.
Hendricks.	Sackett.
Houston.	Sanford.
Howeth.	Satterwhite.
Jennings.	Shearer.
Lackey.	Shires.
Laird.	Simpson.
Lane.	Sparkman.
LeSturgeon.	Stell.
Looney.	Stewart
Lusk.	of Edwards.
McBride.	Stewart of Reeves.
McDaniel.	Stiernberg.
McDonald.	Strickland.
McKean.	Stroder.
Melson.	Teer.
Merritt.	Thompson.
Morgan	Thrasher.
of Liberty.	Turner.
Morgan	Wallace.
of Robertson.	Wells.
Patman.	Westbrook.
Patterson.	Williamson.
Perdue.	Winfree.
Pinkston.	Young.

Nays—35.

Abney.	Hughes.
Amsler.	Hull.
Atkinson.	Irwin.
Beasley.	Jacks.
Bell.	Jones.
Blount.	Kemble.
Carson.	LeMaster.
Carter of Coke.	Loftin.
Collins.	Maxwell.
Dinkle.	Merriman.
Dunn.	Purl.
Green.	Quaid.
Hardin of Erath.	Smith.
Hardin	Stevens.
of Kaufman.	Stewart of Jasper.
Harrington.	Storey.
Harris.	Wilmans.
Henderson	
of McLennan.	

Present—Not Voting.

Pate.	Sweet.
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Absent.

Brady.	McFarlane.
Cable.	Martin.
Culp.	Mathes.
Lamb.	Miller.
Lewis.	Montgomery.

Moore.
Rountree.

Wessels.

Absent—Excused.

Burmeister.
Chitwood.
Davenport.
Durham.
Fugler.

Johnson.
McNatt.
Pool.
Vaughan.
Wilson.

Mr. Bryant moved to reconsider the vote by which the resolution failed to pass, and asked to have the motion to reconsider spread on the journal.

(Mr. Carpenter of Dallas in the chair.)

RELATING TO PORTRAIT OF DAVID CROCKETT.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 14, Relating to copying portrait of David Crockett.

Whereas, Miss Edna Collins of Austin, Texas, a trained artist, has a commission from a client in San Antonio, to copy a portrait of David Crockett, one of the heroes of the Alamo; and

Whereas, It is to the interest of the people of Texas to encourage art work of a high order and to effect a wide distribution of trust-worthy portraits of men who formed a part of the glorious history of Texas; and

Whereas, The portrait from which the copy is proposed to be made hangs on the wall of the first floor of the Capitol building at such a height as to render it impossible to make an accurate copy without erecting a scaffold for the purpose; now, therefore, be it

Resolved, by the Senate of the Thirty-eighth Legislature, the House of Representatives concurring therein, That Miss Collins be authorized to cause the erection of a scaffold at a convenient place and height to enable her to make an accurate copy of the portrait of David Crockett, which hangs on the east wall of the first floor, south corridor of the Capitol.

The resolution was read second time and was adopted.

HOUSE BILL NO. 168 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 168, A bill to be entitled "An Act amending Section 23 of an act passed at the First Called Session of the

Thirty-fifth Legislature of the State of Texas, entitled 'An Act to create a permanent text book commission for the State of Texas, to be styled The Texas State Text Book Commission; defining its membership and appointment,' etc.; being Senate bill No. 16, Chapter 44, of said Acts of the First Called Session of the Thirty-fifth Legislature, and to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read third time.

(Mr. Satterwhite in the chair.)

Mr. Melson moved the previous question on the final passage of the bill, and the main question was ordered.

Question recurring on the final passage of the bill, yeas and nays were demanded.

House bill No. 168 was passed by the following vote:

Yeas—113.

Abney.	Green.
Amsler.	Greer.
Arnold.	Hardin of Erath.
Atkinson.	Hardin
Baker of Milam.	of Kaufman.
Baker of Orange.	Henderson
Baldwin.	of Marion.
Barker.	Henderson
Barrett.	of McLennan.
Beasley.	Hendricks.
Bird.	Houston.
Bobbitt.	Howeth.
Bonham.	Hughes.
Bryant.	Hull.
Cable.	Irwin.
Carpenter	Jacks.
of Dallas.	Jennings.
Carpenter	Kemble.
of Matagorda.	Lackey.
Carson.	Laird.
Carter of Coke.	Lane.
Carter of Hays.	LeStourgeon.
Coffee.	Lewis.
Collins.	Loftin.
Covey.	Looney.
Cowen.	Lusk.
Crawford.	McBride.
Culp.	McDaniel.
Davis.	McDonald.
DeBerry.	McKean.
Dielmann.	Maxwell.
Dodd.	Melson.
Downs.	Merriman.
Driggers.	Merritt.
Duffey.	Miller.
Dunn.	Montgomery.
Edwards.	Morgan
Faubion.	of Liberty.
Fields.	Pate.
Finlay.	Patman.
Frnka.	Patterson.
Gipson.	Perdue.

Pinkston.	Stewart
Pope.	of Edwards.
Potter.	Stewart of Jasper.
Price.	Storey.
Rice.	Strickland.
Robinson.	Stroder.
Rogers.	Teer.
Rowland.	Thompson.
Russell	Thrasher.
of Callahan.	Turner.
Russell of Trinity.	Wallace.
Sackett.	Wells.
Sanford.	Westbrook.
Shearer.	Wessels.
Shires.	Williamson.
Simpson.	Wilmans.
Sparkman.	Winfree.
Stell.	Young.
Stevens.	

Nays—14.

Bell.	Morgan
Blount.	of Robertson.
Harrington.	Quaid.
Harris.	Satterwhite.
Jones.	Smith.
LeMaster.	Stewart of Reeves.
Martin.	Sweet.
Moore.	

Present—Not Voting.

Purl.	Stiernberg.
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Absent.

Avis.	McFarlane.
Brady.	McNatt.
Davenport.	Mathes.
Dinkle.	Quinn.
Dunlap.	Rountree.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

Mr. Pope moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO TAKE UP HOUSE BILL NO. 169.

Mr. Pope asked unanimous consent of the House to move to suspend the regular order of business for the purpose of taking up and having placed on its second reading and passage to engrossment House bill No. 169, relating to contract for free text books.

The Speaker announced that Mr. Bell objected.

RELATING TO PENITENTIARY AFFAIRS.

Mr. Teer offered the following resolution:

H. C. R. No. 8, Relating to Penitentiary affairs.

Whereas, The Governor has delivered his message to the House and Senate recommending the concentration of the penitentiary and the sale of certain farms and properties; and

Whereas, The question of the re-establishment and relocation of the penitentiary system is a matter of great concern to this Legislature and to the people of Texas; and

Whereas, The oft recurring losses of the penitentiary system demands speedy action on the part of this Legislature; and

Whereas, It is necessary for this Legislature to have first-hand information as to the place of relocation of said system; therefore be it

Resolved by this House, the Senate concurring, That the Speaker of the House appoint five members of the House, and the President of the Senate appoint five members of the Senate, and that the Speaker of the House and President of the Senate, jointly, appoint two prominent business men, who are men of recognized honor and ability, and that they appoint one woman, who shall be a representative of the Joint Legislative Council of the Women's Clubs of Texas, together with the Speaker of the House and the President of the Senate, to visit and inspect the proposed site or sites for the relocation of the penitentiary system and to make the regular visitation of the prison that is required by the Legislature, and make such proper and necessary inquiry into the affairs of the system as in the wisdom of the committee they may deem proper, and report back their finding at the earliest possible moment during this, the Regular Session of the Thirty-eighth Legislature; be it further

Resolved, That the necessary and proper traveling and hotel expenses of said committee be paid out of the contingent fund of the House and Senate; the said accounts be itemized, sworn to, and approved by the chairman or vice chairman of said committee.

The resolution was read second time.

Mr. Finlay offered the following amendment to the resolution:

Strike out "one woman" and insert "three women."

On motion of Mr. Moore further consideration of the resolution was postponed until 2 o'clock p. m. tomorrow.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, January 25, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 77, A bill to be entitled "An Act to amend Article 2239, Chapter 1, Title 40, of the Revised Statutes of Texas of 1911, so as to provide that the county judge and each commissioner shall take the oath of office prescribed by the Constitution, and shall also take an oath that he will not be directly or indirectly interested in any contract with or claim against the county in which he resides except such warrants as may issue to him as fees of office, and providing that such oath shall be in writing, and filed and recorded in the office of the county clerk, and providing that each commissioner shall execute a bond with two or more sureties to be approved by the judge of the county court in the sum of \$3000, payable to the treasurer of his county conditioned for the faithful performance of the duties of his office, and further conditioned that said commissioner will pay over to his county all moneys illegally paid to him out of county funds as voluntary payments or otherwise, and that he will not vote or give his consent to pay out county funds except for lawful purposes, and declaring an emergency."

H. B. No. 80, A bill to be entitled "An Act to amend Article 1732, Chapter 1, Title 35, of the Revised Statutes of Texas of 1911, so as to provide that a county judge, before entering on the duties of his office, shall execute a bond of not less than \$3000 nor more than \$10,000, conditioned that he will pay over to the person or officer entitled to receive it all moneys that may come into his hands as county judge, and that he will pay over to his county all moneys illegally paid to him out of county funds, as voluntary payments or otherwise, and that he will not vote or give his consent to pay out county funds except for lawful purposes, and take the oath of office prescribed in the Constitution, and the further oath required of the several members of the commis-

sioners court, and declaring an emergency."

H. C. R. No. 7, In reference to the vote of thanks to the matrons and the three hundred and six Texas girls of the Scottish Rite Dormitory.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

HOUSE JOINT RESOLUTION NO. 4 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. J. R. No. 4, Proposing to amend Section 50, Article 3, of the Constitution of the State of Texas, so that hereafter the Legislature shall have power to give or lend the credit of the State for the purchase and improvement of rural and urban homes.

The resolution was read second time.

Mr. Hendricks offered the following amendment to the resolution:

Amend House joint resolution No. 4, line 35, strike out words "but no," and all of line 36, down to and including the word "taxed," and insert in lieu thereof the following: "the Legislature, in its discretion, may exempt from taxation, obligations created under this section."

Question—Shall the amendment be adopted?

Mr. Coffee raised a point of order on further consideration of the resolution at this time, on the ground that the hour for consideration of local bills had arrived.

The Speaker sustained the point of order.

BILL RECOMMITTED.

On motion of Mr. Melson, House bill No. 109 was recommitted to the Committee on Revenue and Taxation.

SENATE BILL NO. 126 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 126, A bill to be entitled "An Act creating the Weimar Independent School District, in Colorado county, Texas; defining its boundaries, providing for the election of a board of trustees to manage and control the public free schools within said district; naming the fiscal year as to taxes; pre-

scribing the method of changing the boundaries of said district; providing that should any section or sections of this act be by the courts declared unconstitutional, the validity of the remainder of this act shall not be thereby affected; providing that the maintenance now be levied, assessed and collected in Common School District No. 14, by this act created into Weimar Independent School District, shall not be abrogated, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

RELATING TO PENITENTIARY AFFAIRS.

Mr. Moore moved to reconsider the vote by which House concurrent resolution No. 8, relating to inspecting penitentiary site, was postponed until 2 o'clock p. m. tomorrow.

The motion to reconsider prevailed.

Question then recurring on the motion to postpone, it was lost.

The resolution was then adopted.

SENATE BILL NO. 157 ON SECOND READING.

The Speaker laid before the House, on second reading and passage to third reading,

S. B. No. 157, A bill to be entitled "An Act creating the Rankin Independent School District in Upton county, Texas; enlarging and defining its boundaries, including the present Rankin Independent School District, providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts, and the board of trustees thereof; providing that the present board of trustees continue in office until the expiration of their respective terms."

The bill was read second time and was passed to third reading.

HOUSE BILL NO. 37 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 37, A bill to be entitled "An Act repealing Chapter 17, Local and Special Laws, enacted by the First Called Session of the Thirty-third Legislature, and amended by the Regular Session of the Thirty-sixth Legislature, en-

titled San Patricio county road system, creating, providing that the General Laws of the State of Texas relating to working public roads, appointing overseers, the issuance of bonds for the construction of public roads, shall be applicable to San Patricio county, validating all defined road districts defined, created, and establish under and by virtue of said San Patricio county special road law, as well as the road bonds issued thereunder, and declaring an emergency."

The bill was read third time.

On motion of Mr. Bonham, the bill was laid on the table subject to call.

HOUSE BILL NO. 64 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 64, A bill to be entitled "An Act to regulate the organization of the County Courts of Dallas County at Law, and judges thereof, and to secure uniformity therein, by prescribing that the County Court of Dallas County at Law shall be called the County Court of Dallas County at Law No. 1; by fixing an equal number of terms of said courts, and prescribing that they commence on alternate months; to authorize the judges thereof to hold court for or with another; to prescribe a uniform qualification for the judges; prescribe what fees they shall collect and how they shall be paid into the county treasury; to require the oath of office, and remove the requirement of official bonds for judges; to continue the term of the County Court of Dallas County No. 2 to conform to this act; to validate process thereof and of the County Court of Dallas County at Law, in conformity with this act; to repeal laws in conflict therewith, and to declare an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 57 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 57, A bill to be entitled "An Act creating the Ponder Independent School District in Denton county, Texas; defining its metes and bounds; providing for a board of trustees thereof; vesting it with the rights and duties

of districts incorporated for school purposes only under the general laws of the State of Texas, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 58 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 58, A bill to be entitled "An Act creating the Krum Independent School District of Denton county, by adding to and making a part of what is known as the Krum Independent School District of Denton certain lands and territories adjoining thereto and situated in Denton county for school purposes only; providing for a board of trustees; giving said board of trustees of said independent district power and jurisdiction over said land and territory and the inhabitants thereof; placing said Krum Independent School District under the general statutes, except as herein expressly provided otherwise, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 63 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 63, A bill to be entitled "An Act to establish and create a court to be known as the 'Corporation Court in Port Arthur, Texas,' and to prescribe its organization, jurisdiction and procedure of other courts thereto, repeal all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 105 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 105, A bill to be entitled "An Act creating and incorporating Webster Independent School District in Harris county, Texas, out of the territory now composing Common School Districts Nos. 19 and 13 of said county; providing that the title of the

school property vested in said Common School Districts Nos. 19 and 13 shall vest in said Webster Independent School District, and that said independent school district assume the debts of said Common School Districts Nos. 19 and 13; providing for the board of trustees of said Webster Independent School District; providing the time and manner of their election; defining their powers and duties, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 123 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 123, A bill to be entitled "An Act creating the Richland Springs Independent School District in San Saba county, Texas, and defining its boundaries, and providing for the election of a board of trustees to manage and control the public free schools within said district; investing said district with all the powers, rights and duties of independent school districts formed for free school purposes only, and providing that said board of trustees shall have such authority as is now or may be hereafter conferred by the general laws of the State of Texas upon boards of public school trustees of independent school districts, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 171 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 171, A bill to be entitled "An Act to restore and confer upon the county court of Sutton county the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 186 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 186, A bill to be entitled "An Act to create the Paris Independent School District of Lamar county, Texas, defining its boundaries and providing for the election of a board of trustees, investing said district and its board of trustees with full powers, privileges and duties of towns incorporated for free school purposes only, investing the trustees with the control of the public schools of said district, authorizing the levying and collecting of taxes for said purposes, authorizing the appointment of a tax collector and assessor, and authorizing the said board to be vested with all authority that is vested in boards of trustees of independent school districts by the general laws of the State of Texas; providing for the assumption and refunding by the Paris Independent School District as herein defined and established of all or any part of the indebtedness, bonded or otherwise, of the city of Paris, Texas, created for school purposes; and repealing so much of the Acts of the Twenty-ninth Legislature, being House bill No. 541, entitled 'An Act to incorporate the city of Paris and to grant it a new charter,' which in any manner invests the city of Paris with the control."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 186 ON THIRD
READING.

Mr. Stell, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 186 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110.

Abney.	Bird.
Amsler.	Blount.
Arnold.	Bobbitt.
Atkinson.	Bonham.
Baker of Milam.	Brady.
Baker of Orange.	Bryant.
Baldwin.	Carpenter
Barker.	of Dallas.
Barrett.	Carpenter
Beasley.	of Matagorda.
Bell.	Carson.

Coffee.	Merritt.
Collins.	Montgomery.
Covey.	Moore.
Cowen.	Morgan
Crawford.	of Liberty.
Culp.	Morgan
Davis.	of Robertson.
DeBerry.	Pate.
Dielmann.	Patterson.
Dinkle.	Perdue.
Dodd.	Pope.
Downs.	Potter.
Driggers.	Price.
Duffey.	Purl.
Dunlap.	Quaid.
Dunn.	Quinn.
Edwards.	Rice.
Fields.	Robinson.
Finlay.	Rogers.
Gipson.	Rountree.
Green.	Rowland.
Greer.	Russell
Hardin of Erath.	of Callahan.
Hardin	Russell of Trinity.
of Kaufman.	Sackett.
Harrington.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Henderson	Simpson.
of McLennan.	Smith.
Hendricks.	Sparkman.
Houston.	Stell.
Howeth.	Stevens.
Hughes.	Stewart
Irwin.	of Edwards.
Jacks.	Stewart of Jasper.
Jennings.	Stewart of Reeves.
Jones.	Stiernberg.
Laird.	Storey.
Lane.	Strickland.
LeMaster.	Stroder.
LeStourgeon.	Sweet.
Lewis.	Teer.
Loftin.	Thompson.
Looney.	Thrasher.
McBride.	Wallace.
McDaniel.	Westbrook.
Martin.	Wessels.
Mathes.	Williamson.
Maxwell.	Wilmans.
Melson.	Winfree.
Merriman.	Young.

Absent.

Avis.	Lusk.
Cable.	McDonald.
Carter of Coke.	McFarlane.
Carter of Hays.	McKean.
Faubion.	Miller.
Frnka.	Patman.
Harris.	Pinkston.
Hull.	Shires.
Kemble.	Turner.
Lackey.	Wells.

Absent—Excused.

Burmeister.	Chitwood.
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Davenport.
Durham.
Fugler.
Johnson.
Lamb.

McNatt.
Pool.
Vaughan.
Wilson.

The Speaker then laid House bill No. 186 before the House on its third reading and final passage.

The bill was read a third time.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—111.

Abney.	Henderson
Amsler.	of Marion.
Arnold.	Henderson
Atkinson.	of McLennan.
Avis.	Houston.
Baker of Milam.	Howeth.
Baker of Orange.	Hughes.
Baldwin.	Irwin.
Barker.	Jacks.
Barrett.	Jennings.
Beasley.	Jones.
Bell.	Laird.
Bird.	Lane.
Bobbitt.	LeMaster.
Bonham.	LeStourgeon.
Brady.	Lewis.
Bryant.	Loftin.
Carpenter	McBride.
of Dallas.	McDaniel.
Carpenter	Martin.
of Matagorda.	Melson.
Carson.	Merriman.
Carter of Coke.	Merritt.
Coffee.	Montgomery.
Collins.	Morgan
Covey.	of Liberty.
Cowen.	Morgan
Crawford.	of Robertson.
Culp.	Pate.
Davis.	Patterson.
DeBerry.	Perdue.
Dielmann.	Pope.
Dinkle.	Potter.
Dodd.	Price.
Downs.	Purl.
Driggers.	Quaid.
Duffey.	Quinn.
Dunlap.	Rice.
Dunn.	Robinson.
Edwards.	Rogers.
Faubion.	Rountree.
Fields.	Russell
Finlay.	of Callahan.
Gipson.	Russell of Trinity.
Green.	Sackett.
Greer.	Sanford.
Hardin of Erath.	Satterwhite.
Hardin	Shearer.
of Kaufman.	Simpson.
Harrington.	Sparkman.

Stell.
Stevens.
Stewart
of Edwards.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.
Storey.
Strickland.
Stroder.
Sweet.

Teer.
Thompson.
Thrasher.
Wallace.
Westbrook.
Wessels.
Williamson.
Wilmans.
Winfree.
Young.

Absent.

Blount.	McKean.
Cable.	Mathes.
Carter of Hays.	Maxwell.
Frnka.	Miller.
Harris.	Moore.
Hendricks.	Patman.
Hull.	Pinkston.
Kemble.	Rowland.
Lackey.	Shires.
Looney.	Smith.
Lusk.	Turner.
McDonald.	Wells.
McFarlane.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 63 ON THIRD READING.

Mr. Merriman, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 63 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Abney.	Carpenter
Amsler.	of Matagorda.
Arnold.	Carson.
Atkinson.	Coffee.
Baker of Milam.	Collins.
Baker of Orange.	Covey.
Baldwin.	Cowen.
Barker.	Crawford.
Barrett.	Culp.
Beasley.	Davis.
Bell.	DeBerry.
Bird.	Dielmann.
Bobbitt.	Dinkle.
Bonham.	Dodd.
Brady.	Downs.
Carpenter	Driggers.
of Dallas.	Duffey.

Dunlap.	Perdue.
Dunn.	Pope.
Edwards.	Potter.
Faubion.	Price.
Fields.	Purl.
Finlay.	Quaid.
Gipson.	Quinn.
Green.	Rice.
Greer.	Robinson.
Hardin of Erath.	Rogers.
Hardin	Rountree.
of Kaufman.	Russell
Harrington.	of Callahan.
Henderson	Russell of Trinity.
of Marion.	Sackett.
Henderson	Sanford.
of McLennan.	Satterwhite.
Hendricks.	Simpson.
Houston.	Smith.
Howeth.	Sparkman.
Hughes.	Stell.
Irwin.	Stevens.
Jacks.	Stewart
Jennings.	of Edwards.
Lackey.	Stewart of Jasper.
Laird.	Stewart of Reeves.
Lane.	Stiernberg.
LeMaster.	Storey.
Loftin.	Strickland.
Looney.	Sweet.
McBride.	Teer.
McDaniel.	Thompson.
Martin.	Thrasher.
Mathes.	Wallace.
Merriman.	Wells.
Merritt.	Westbrook.
Montgomery.	Wessels.
Pate.	Williamson.
Morgan	Wilmans.
of Liberty.	Winfree.
Morgan	Young.
of Robertson.	

Absent.

Avis.	McFarlane.
Blount.	McKean.
Bryant.	Maxwell.
Cable.	Melson.
Carter of Coke.	Miller.
Carter of Hays.	Moore.
Frnka.	Patman.
Harris.	Patterson.
Hull.	Pinkston.
Jones.	Rowland.
Kemble.	Shearer.
LeStourgeon.	Shires.
Lewis.	Stroder.
Lusk.	Turner.
McDonald.	

Absent.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid House bill No. 63 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—106.

Abney.	Laird.
Amsler.	LeMaster.
Arnold.	LeStourgeon.
Atkinson.	Lewis.
Avis.	Loftin.
Baker of Milam.	Looney.
Baker of Orange.	McBride.
Baldwin.	McDaniel.
Barker.	Martin.
Barrett.	Mathes.
Beasley.	Merriman.
Bell.	Merritt.
Bird.	Morgan
Bobbitt.	of Liberty.
Brady.	Morgan
Bryant.	of Robertson.
Carpenter	Pate.
of Dallas.	Perdue.
Carpenter	Pope.
of Matagorda.	Potter.
Carson.	Price.
Carter of Coke.	Purl.
Coffee.	Quaid.
Collins.	Quinn.
Covey.	Rice.
Cowen.	Robinson.
Crawford.	Rogers.
Davis.	Rountree.
DeBerry.	Rowland.
Dielmann.	Russell
Dinkle.	of Callahan.
Dodd.	Russell of Trinity.
Driggers.	Sackett.
Duffey.	Sanford.
Dunlap.	Satterwhite.
Dunn.	Simpson.
Edwards.	Smith.
Faubion.	Sparkman.
Finlay.	Stell.
Green.	Stevens.
Greer.	Stewart
Hardin of Erath.	of Edwards.
Hardin	Stewart of Jasper.
of Kaufman.	Stewart of Reeves.
Harrington.	Storey.
Henderson	Strickland.
of Marion.	Sweet.
Henderson	Teer.
of McLennan.	Thompson.
Hendricks.	Thrasher.
Houston.	Wallace.
Howeth.	Westbrook.
Hughes.	Wessels.
Hull.	Williamson.
Irwin.	Wilmans.
Jacks.	Winfree.
Jennings.	Young.
Jones.	

Absent.

Blount.	McKean.
Bonham.	Maxwell.
Cable.	Melson.
Carter of Hays.	Miller.
Culp.	Montgomery.
Downs.	Moore.
Fields.	Patman.
Frnka.	Patterson.
Gipson.	Pinkston.
Harris.	Shearer.
Kemble.	Shires.
Lackey.	Stiernberg.
Lane.	Stroder.
Lusk.	Turner.
McDonald.	Wells.
McFarlane.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 123 ON THIRD
READING.

Mr. Finlay, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 123 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—111.

Abney.	Cowen.
Amsler.	Crawford.
Arnold.	Culp.
Atkinson.	Davis.
Avis.	DeBerry.
Baker of Milam.	Dielmann.
Baker of Orange.	Dinkle.
Baldwin.	Dodd.
Barker.	Downs.
Barrett.	Driggers.
Beasley.	Duffey.
Bell.	Dunlap.
Bird.	Dunn.
Bobbitt.	Edwards.
Bonham.	Faubion.
Brady.	Fields.
Bryant.	Finlay.
Carpenter	Gipson.
of Dallas.	Green.
Carpenter	Greer.
of Matagorda.	Hardin of Erath.
Carson.	Hardin
Coffee.	of Kaufman.
Collins.	Harrington.
Covey.	

Henderson	Quinn.
of Marion.	Rice.
Henderson	Robinson.
of McLennan.	Rogers.
Hendricks.	Rountree.
Houston.	Russell
Howeth.	of Callahan.
Hughes.	Russell of Trinity.
Hull.	Sackett.
Irwin.	Sanford.
Jacks.	Satterwhite.
Jennings.	Simpson.
Jones.	Smith.
Lackey.	Sparkman.
Laird.	Stell.
LeMaster.	Stevens.
LeSturgeon.	Stewart
Loftin.	of Edwards.
Looney.	Stewart of Jasper.
McBride.	Stewart of Reeves.
McDaniel.	Storey.
McKean.	Strickland.
Melson.	Stroder.
Merriman.	Sweet.
Merritt.	Teer.
Montgomery.	Thompson.
Morgan	Thrasher.
of Liberty.	Turner.
Pate.	Wallace.
Perdue.	Westbrook.
Pope.	Wessels.
Potter.	Williamson.
Price.	Wilmans.
Purl.	Winfree.
Quaid.	Young.

Absent.

Blount.	Maxwell.
Cable.	Miller.
Carter of Coke.	Moore.
Carter of Hays.	Morgan
Frnka.	of Robertson.
Harris.	Patman.
Kemble.	Patterson.
Lane.	Pinkston.
Lewis.	Rowland.
Lusk.	Shearer.
McDonald.	Shires.
McFarlane.	Stiernberg.
Martin.	Wells.
Mathes.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid House bill No. 123 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll

and the bill was passed by the following vote:

Yeas—104.

Abney.	Lackey.
Amsler.	Laird.
Arnold.	LeMaster.
Atkinson.	LeSturgeon.
Avis.	Loftin.
Baker of Milam.	Looney.
Baker of Orange.	McBride.
Baldwin.	McDaniel.
Barker.	McKean.
Barrett.	Merriman.
Beasley.	Montgomery.
Bell.	Morgan
Bird.	of Liberty.
Bobbitt.	Pate.
Bonham.	Patterson.
Brady.	Perdue.
Bryant.	Pope.
Coffee.	Potter.
Carpenter	Price.
of Matagorda.	Purl.
Collins.	Quaid.
Covey.	Quinn.
Cowen.	Rice.
Crawford.	Robinson.
Culp.	Rogers.
Davis.	Rountree.
DeBerry.	Russell
Dielmann.	of Callahan.
Dinkle.	Russell of Trinity.
Dodd.	Sackett.
Downs.	Satterwhite.
Driggers.	Simpson.
Duffey.	Smith.
Dunlap.	Sparkman.
Dunn.	Stell.
Edwards.	Stevens.
Faubion.	Stewart
Fields.	of Edwards.
Finlay.	Stewart of Jasper.
Gipson.	Stewart of Reeves.
Green.	Stiernberg.
Greer.	Storey.
Hardin of Erath.	Strickland.
Hardin	Stroder.
of Kaufman.	Teer.
Harrington.	Thompson.
Henderson	Thrasher.
of Marion.	Turner.
Henderson	Wallace.
of McLennan.	Westbrook.
Houston.	Wessels.
Howeth.	Williamson.
Hughes.	Wilmans.
Hull.	Winfree.
Jennings.	Young.
Jones.	

Absent.

Blount.	Carson.
Cable.	Carter of Coke.
Carpenter	Carter of Hays.
of Dallas.	Frnka.

Harris.	Merritt.
Hendricks.	Miller.
Irwin.	Moore.
Jacks.	Morgan
Kemble.	of Robertson.
Lane.	Patman.
Lewis.	Pinkston.
Lusk.	Rowland.
McDonald.	Sanford.
McFarlane.	Shearer.
Martin.	Shires.
Mathes.	Sweet.
Maxwell.	Wells.
Melson.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughn.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 105 ON THIRD READING.

Mr. Rogers, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 105 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Abney.	Duffey.
Amsler.	Dunlap.
Arnold.	Dunn.
Avis.	Edwards.
Baker of Milam.	Fields.
Baker of Orange.	Gipson.
Baldwin.	Green.
Barker.	Greer.
Barrett.	Hardin of Erath.
Beasley.	Hardin
Bell.	of Kaufman.
Bird.	Harrington.
Bobbitt.	Henderson
Brady.	of Marion.
Bryant.	Henderson
Carson.	of McLennan.
Carter of Coke.	Hendricks.
Coffee.	Houston.
Collins.	Howeth.
Covey.	Hughes.
Cowen.	Hull.
Crawford.	Jacks.
Culp.	Jones.
Davis.	Lackey.
DeBerry.	Lane.
Dielman.	LeMaster.
Dinkle.	LeSturgeon.
Dodd.	Lewis.
Downs.	Looney.
Driggers.	Lusk.

McBride.	Sanford.	Baker of Milam.	Lewis.
McDaniel.	Satterwhite.	Baker of Orange.	Looney.
McKean.	Shearer.	Baldwin.	McBride.
Martin.	Simpson.	Barker.	McDaniel.
Mathes.	Smith.	Barrett.	McKean.
Merriman.	Sparkman.	Beasley.	Martin.
Merritt.	Stell.	Bell.	Melson.
Montgomery.	Stewart	Bird.	Merriman.
Morgan	of Edwards.	Bobbitt.	Merritt.
of Liberty.	Stewart of Jasper.	Bonham.	Miller.
Patterson.	Stewart of Reeves.	Brady.	Montgomery.
Perdue.	Stiernberg.	Bryant.	Morgan
Pope.	Storey.	Carpenter	of Liberty.
Potter.	Strickland.	of Dallas.	Patterson.
Price.	Stroder.	Carson.	Perdue.
Quaid.	Thompson.	Carter of Coke.	Pope.
Quinn.	Thrasher.	Coffee.	Potter.
Rice.	Turner.	Collins.	Price.
Rogers.	Wallace.	Cowen.	Purl.
Rountree.	Westbrook.	Crawford.	Quaid.
Rowland.	Wessels.	Davis.	Quinn.
Russell	Williamson.	DeBerry.	Rice.
of Callahan.	Wilmans.	Dielmann.	Robinson.
Russell of Trinity.	Winfree.	Dinkle.	Rogers.
Sackett.	Young.	Dodd.	Rowland.
		Driggers.	Russell
		Duffey.	of Callahan.
		Dunlap.	Russell of Trinity.
		Dunn.	Sackett.
		Edwards.	Sanford.
		Finlay.	Satterwhite.
		Frnka.	Shearer.
		Gipson.	Simpson.
		Green.	Smith.
		Hardin of Erath.	Sparkman.
		Hardin	Stell.
		of Kaufman.	Stevens.
		Harrington.	Stewart
		Harris.	of Edwards.
		Henderson	Stewart of Jasper.
		of Marion.	Stewart of Reeves.
		Henderson	Stiernberg.
		of McLennan.	Storey.
		Hendricks.	Strickland.
		Houston.	Stroder.
		Howeth.	Sweet.
		Hughes.	Thompson.
		Hull.	Thrasher.
		Irwin.	Turner.
		Jacks.	Wallace.
		Jennings.	Westbrook.
		Jones.	Wessels.
		Laird.	Williamson.
		Lane.	Wilmans.
		LeMaster.	Winfree.
		LeSturgeon.	Young.

Absent.

Atkinson.	McDonald.
Blount.	McFarlane.
Cable.	Maxwell.
Bonham.	Melson.
Carpenter	Miller.
of Dallas.	Moore.
Carpenter	Morgan
of Matagorda.	of Robertson.
Carter of Hays.	Pate.
Faubion.	Patman.
Finlay.	Pinkston.
Frnka.	Purl.
Harris.	Robinson.
Irwin.	Shires.
Jennings.	Stevens.
Kemble.	Sweet.
Laird.	Teer.
Loftin.	Wells.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid House bill No. 105 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—110.

Abney.	Atkinson.
Arnold.	Avis.

Absent.

Amsler.	Downs.
Blount.	Faubion.
Cable.	Fields.
Carpenter	Greer.
of Matagorda.	Kemble.
Carter of Hays.	Lackey.
Covey.	Loftin.
Culp.	Lusk.

McDonald.	Pate.
McFarlane.	Patman.
Mathes.	Pinkston.
Maxwell.	Rountree.
Moore.	Shires.
Morgan	Teer.
of Robertson.	Wells.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 198 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 198, A bill to be entitled "An Act creating the Floresville Independent School District of Wilson county, Texas; defining its boundaries; divesting the City of Floresville of the control and management of the public free schools, and vesting same in a board of trustees for said district; providing for a board of trustees in said district, conferring upon said district and its board of trustees all of the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof; providing that the present board of trustees continue in office until the expiration of their respective terms; divesting the City of Floresville of the title to any and all school property, and vesting the board of trustees with the title thereto; providing that any territory within the bounds of said district as created by this act shall remain chargeable with any and all outstanding bonded indebtedness heretofore voted by such territory; providing that said district, as herein created, may at an election assume such outstanding bonded indebtedness, naming the fiscal year as to taxes; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 225 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 225, A bill to be entitled

"An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the county of Bosque, State of Texas, for a period of five years from and after the passage of this act, and providing a penalty therefor, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 240 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 240, A bill to be entitled "An Act creating and incorporating the Harmony Independent School District in Terry county, Texas; defining the boundaries thereof; providing for a board of trustees, their election, term of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes, and a board of equalization; providing that said Harmony Independent School District shall assume and discharge its pro rata part of any bonds and indebtedness that may be owing by the Gomez Independent School District in Terry county, Texas; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property in such common school district shall vest in the trustees of the independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provision of this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 240, ON THIRD READING.

Mr. Baldwin, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several

days be suspended and that House bill No. 240 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110.

Abney.	LeSturgeon.
Amsler.	Lewis.
Arnold.	Loftin.
Avis.	Looney.
Baker of Milam.	McBride.
Baker of Orange.	McDaniel.
Baldwin.	McKean.
Barker.	Martin.
Barrett.	Melson.
Beasley.	Merritt.
Bell.	Miller.
Bird.	Montgomery.
Bobbitt.	Morgan
Bonham.	of Liberty.
Brady.	Patman.
Bryant.	Patterson.
Carson.	Perdue.
Carter of Coke.	Pope.
Coffee.	Potter.
Collins.	Price.
Covey.	Purl.
Cowen.	Quaid.
Crawford.	Quinn.
Davis.	Rice.
DeBerry.	Robinson.
Dielmann.	Rogers.
Dinkle.	Rountree.
Dodd.	Rowland.
Downs.	Russell
Driggers.	of Callahan.
Duffey.	Russell of Trinity.
Dunn.	Sackett.
Edwards.	Sanford.
Faubion.	Satterwhite.
Finlay.	Shearer.
Frnka.	Simpson.
Green.	Smith.
Hardin of Erath.	Sparkman.
Hardin	Stell.
of Kaufman.	Stevens.
Harrington.	Stewart
Harris.	of Edwards.
Henderson	Stewart of Jasper.
of Marion.	Storey.
Henderson	Strickland.
of McLennan.	Stroder.
Hendricks.	Sweet.
Houston.	Thompson.
Howeth.	Thrasher.
Hughes.	Turner.
Hull.	Wallace.
Jacks.	Westbrook.
Jennings.	Wessels.
Jones.	Williamson.
Kemble.	Wilmans.
Lackey.	Winfree.
Laird.	Young.
Lane.	

Absent.

Atkinson.	McDonald.
Blount.	McFarlane.
Cable.	Mathes.
Carpenter	Maxwell.
of Dallas.	Merriman.
Carpenter	Moore.
of Matagorda.	Morgan
Carter of Hays.	of Robertson.
Culp.	Pate.
Dunlap.	Pinkston.
Fields.	Shires.
Gipson.	Stewart of Reeves.
Greer.	Stiernberg.
Irwin.	Teer.
LeMaster.	Wells.
Lusk.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid House bill No. 240 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—105.

Abney.	Driggers.
Amsler.	Duffey.
Arnold.	Dunlap.
Atkinson.	Dunn.
Avis.	Edwards.
Baker of Milam.	Faubion.
Baker of Orange.	Finlay.
Baldwin.	Frnka.
Barker.	Gipson.
Barrett.	Green.
Beasley.	Greer.
Bell.	Hardin of Erath.
Bobbitt.	Harrington.
Bonham.	Harris.
Brady.	Henderson
Bryant.	of McLennan.
Carter of Coke.	Hendricks.
Coffee.	Houston.
Collins.	Howeth.
Covey.	Hull.
Cowen.	Jacks.
Crawford.	Jennings.
Culp.	Jones.
Davis.	Kemble.
DeBerry.	Lane.
Dielmann.	LeSturgeon.
Dinkle.	Lewis.
Dodd.	Loftin.

Looney.	Sackett.
McBride.	Sanford.
McDaniel.	Satterwhite.
McKean.	Shearer.
Martin.	Simpson.
Maxwell.	Smith.
Merriman.	Sparkman.
Merritt.	Stell.
Miller.	Stevens.
Montgomery.	Stewart
Morgan	of Edwards.
of Liberty.	Stewart of Jasper.
Pate.	Stewart of Reeves.
Patterson.	Storey.
Perdue.	Strickland.
Pope.	Stroder.
Potter.	Sweet.
Price.	Thompson.
Rice.	Thrasher.
Robinson.	Turner.
Rogers.	Wallace.
Rountree.	Westbrook.
Rowland.	Wessels.
Russell	Williamson.
of Callahan.	Winfree.
Russell of Trinity.	Young.

Absent.

Bird.	LeMaster.
Blount.	Lusk.
Cable.	McDonald.
Carpenter	McFarlane.
of Dallas.	Mathes.
Carpenter	Melson.
of Matagorda.	Moore.
Carson.	Morgan
Carter of Hays.	of Robertson.
Downs.	Patman.
Fields.	Pinkston.
Hardin	Purl.
of Kaufman.	Quaid.
Henderson	Quinn.
of Marion.	Shires.
Hughes.	Stiernberg.
Irwin.	Teer.
Lackey.	Wells.
Laird.	Wilmans.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 241 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 241, A bill to be entitled "An Act to change and prescribe the time for holding district court in the Thirty-first Judicial District of this

State; to conform all writs and process from such courts to such changes; to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 241 ON THIRD READING.

Mr. Jennings, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 241 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108.

Abney.	Houston.
Amsler.	Howeth.
Arnold.	Hughes.
Atkinson.	Hull.
Avis.	Jacks.
Baker of Milam.	Jennings.
Baker of Orange.	Jones.
Baldwin.	Laird.
Barker.	Lane.
Barrett.	LeMaster.
Beasley.	LeStourgeon.
Bell.	Loftin.
Bird.	Looney.
Bobbitt.	McBride.
Brady.	McDaniel.
Bryant.	McKean.
Carson.	Martin.
Carter of Coke.	Maxwell.
Coffee.	Melson.
Covey.	Merriman.
Cowen.	Merritt.
Crawford.	Miller.
Davis.	Montgomery.
DeBerry.	Morgan
Dielmann.	of Liberty.
Dinkle.	Morgan
Dodd.	of Robertson.
Downs.	Pate.
Driggers.	Patterson.
Duffey.	Perdue.
Dunlap.	Pope.
Dunn.	Potter.
Edwards.	Price.
Faubion.	Quaid.
Finlay.	Quinn.
Frnka.	Rice.
Gipson.	Robinson.
Green.	Rountree.
Greer.	Rowland.
Hardin	Russell
of Kaufman.	of Callahan.
Harrington.	Russell of Trinity.
Henderson	Sackett.
of McLennan.	Sanford.
Hendricks.	Satterwhite.

Shearer.	Strickland.
Simpson.	Stroder.
Smith.	Sweet.
Sparkman.	Thompson.
Stell.	Thrasher.
Stevens.	Turner.
Stewart	Wallace.
of Edwards.	Westbrook.
Stewart of Jasper.	Williamson.
Stewart of Reeves.	Wilmans.
Stiernberg.	Winfree.
Storey.	Young.

Absent.

Blount.	Kemble.
Bonham.	Lackey.
Cable.	Lewis.
Carpenter	Lusk.
of Dallas.	McDonald.
Carpenter	McFarlane.
of Matagorda.	Mathes.
Carter of Hays.	Moore.
Collins.	Patman.
Culp.	Pinkston.
Fields.	Purl.
Hardin of Erath.	Rogers.
Harris.	Shires.
Henderson	Teer.
of Marion.	Wells.
Irwin.	Wessels.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid House bill No. 241 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—105.

Abney.	Crawford.
Arnold.	Culp.
Atkinson.	Davis.
Avis.	DeBerry.
Baker of Milam.	Dielmann.
Baker of Orange.	Dinkle.
Baldwin.	Dodd.
Barker.	Downs.
Barrett.	Driggers.
Beasley.	Duffey.
Bell.	Dunlap.
Bird.	Dunn.
Bonham.	Edwards.
Bryant.	Faubion.
Carter of Coke.	Finlay.
Coffee.	Frnka.
Cowen.	Gipson.

Green.	Potter.
Greer.	Price.
Hardin of Erath.	Quaid.
Hardin	Quinn.
of Kaufman.	Rice.
Harrington.	Robinson.
Henderson	Rogers.
of McLennan.	Rountree.
Hendricks.	Rowland.
Houston.	Russell
Howeth.	of Callahan.
Hughes.	Russell of Trinity.
Hull.	Sackett.
Jacks.	Sanford.
Jennings.	Satterwhite.
Jones.	Shearer.
Laird.	Simpson.
Lane.	Smith.
LeMaster.	Sparkman.
LeStourgeon.	Stell.
Lewis.	Stevens.
Loftin.	Stewart of Jasper.
Looney.	Stewart of Reeves.
McBride.	Stiernberg.
McDaniel.	Storey.
McKean.	Strickland.
Martin.	Stroder.
Merritt.	Sweet.
Miller.	Thompson.
Montgomery.	Thrasher.
Morgan	Turner.
of Liberty.	Wallace.
Morgan	Westbrook.
of Robertson.	Wessels.
Pate.	Williamson.
Patterson.	Wilmans.
Perdue.	Winfree.
Pope.	Young.

Absent.

Amsler.	Kemble.
Blount.	Lackey.
Bobbitt.	Lusk.
Brady.	McDonald.
Cable.	McFarlane.
Carpenter	Mathes.
of Dallas.	Maxwell.
Carpenter	Melson.
of Matagorda.	Merriman.
Carson.	Moore.
Carter of Hays.	Patman.
Collins.	Pinkston.
Covey.	Purl.
Fields.	Shires.
Harris.	Stewart
Henderson	of Edwards.
of Marion.	Teer.
Irwin.	Wells.

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 251 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 251, A bill to be entitled "An Act creating and incorporating the Meadow Independent School District, in Terry county, Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for a collector and assessor of taxes and a board of equalization; providing that said Meadow Independent School District shall assume and discharge any bonds and indebtedness that may be valid and binding obligations of the common school district, including all or a part of the territory embraced within the boundaries of the independent district as created by this act; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property of such common school district shall vest in the trustees of the independent school district hereby created; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provision of this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 255 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 255, A bill to be entitled "An Act creating and incorporating the Sligo Independent School District, in Yoakum county, Texas; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes, and to issue bonds; providing for

a collector and assessor of taxes and a board of equalization; providing that said Sligo Independent School District shall assume and discharge any bonds and indebtedness that may be valid and binding obligations of the common school district, including all or part of the territory embraced within the boundaries of the independent district as created by this act; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district, and providing that title to any and all property of such common school district shall vest in the trustees of the independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provisions of this act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 306 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 306, A bill to be entitled "An Act to authorize, enable and permit the territory situated within the bounds of the Eagle Pass Independent School District in the county of Maverick and State of Texas, and other lands and territory adjacent thereto in Maverick county, to incorporate as an independent district for free school purposes only, to be hereafter known as the Eagle Pass Independent School District, with all the powers, rights, privileges and duties of independent school districts formed by incorporation of territory for free school purposes only; and to provide for an election on the question of divesting the old Eagle Pass Independent School District of control of its public school and title to school properties, and vesting the same in the new Eagle Pass Independent School District and its board of trustees; providing for a board of school trustees for the control and management of said independent school district; providing that all funds held for public

school purposes and to be used in the territory included in the new district shall be turned over to the trustees of the new district as herein provided may be created; provided that any outstanding bonds or indebtedness of the old district may, upon an election being held in the new district, be paid by a tax duly levied in the new district; provided other incidental provisions, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 307 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 307. A bill to be entitled "An Act creating the Brackett Independent School District in Kinney county, Texas; defining its boundaries, including the present Brackett Independent School District; providing for a board of trustees in said district; conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws upon independent school districts and the board of trustees thereof; providing that the present board of trustees shall continue in office until the expiration of their respective terms and validating their elections; providing that outstanding bonds shall remain chargeable against the territory which voted same; providing for an election for the purpose of assuming said bonded indebtedness by the district as herein created; providing for the appointment of an assessor and collector and board of equalization for said district, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 308 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 308. A bill to be entitled "An Act to prevent the selling of bass, perch, or crappie, or catfish, taken from the fresh waters in the county of Comal, State of Texas; making it unlawful to use any dynamite or other explosives in the killing or catching of any fish of the fresh waters of said county, and providing a penalty for the violation

thereof; prohibiting the use of any seine, drag net, trammel net or other net other than a minnow seine, which shall not be more than ten feet in length and the meshes of which shall not be smaller than one-fourth inch; providing for a closed season; prescribing the size of fish that may be taken; limiting the number of bass to be taken in any one day; providing that the district judge of the judicial district in which Comal county is situated shall give a special charge upon this law to the grand juries of Comal county; providing a penalty for the violation thereof, and declaring an emergency."

The bill was read second time and was passed to engrossment.

SENATE BILL NO. 157 ON THIRD READING.

Mr. Stewart of Reeves, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 157 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109.

Abney.	Faubion.
Amsler.	Finlay.
Arnold.	Frnka.
Avis.	Gipson.
Baker of Milam.	Green.
Baker of Orange.	Greer.
Baldwin.	Hardin of Erath.
Barker.	Hardin
Barrett.	of Kaufman.
Beasley.	Harrington.
Bell.	Harris.
Bird.	Henderson
Brady.	of Marion.
Bryant.	Henderson
Carpenter	of McLennan.
of Matagorda.	Hendricks.
Carter of Coke.	Houston.
Coffee.	Howeth.
Cowen.	Hull.
Crawford.	Irwin.
Culp.	Jacks.
Davis.	Jennings.
DeBerry.	Lackey.
Dielmann.	Laird.
Dinkle.	Lane.
Dodd.	LeMaster.
Downs.	LeStourgeon.
Driggers.	Lewis.
Duffey.	Looney.
Dunlap.	McBride.
Dunn.	McDaniel.
Edwards.	Martin.

Mathes.	Shearer.
Maxwell.	Simpson.
Melson.	Smith.
Merriman.	Sparkman.
Merritt.	Stell.
Miller.	Stevens.
Montgomery.	Stewart
Morgan	of Edwards.
of Liberty.	Stewart of Jasper.
Morgan	Stewart of Reeves.
of Robertson.	Stiernberg.
Pate.	Storey.
Patman.	Strickland.
Patterson.	Stroder.
Perdue.	Sweet.
Pope.	Teer.
Potter.	Thompson.
Price.	Thrasher.
Quinn.	Turner.
Rice.	Wallace.
Robinson.	Westbrook.
Rogers.	Williamson.
Rowland.	Wilmans.
Russell of Trinity.	Winfree.
Sackett.	Young.
Satterwhite.	

Absent.

Atkinson.	Lusk.
Blount.	McDonald.
Bobbitt.	McFarlane.
Bonham.	McKean.
Cable.	Moore.
Carpenter	Pinkston.
of Dallas.	Purl.
Carson.	Quaid.
Carter of Hays.	Rountree.
Collins.	Russell
Covey.	of Callahan.
Fields.	Sanford.
Hughes.	Shires.
Jones.	Wells.
Kemble.	Wessels.
Loftin.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid Senate bill No. 157 before the House on its third reading and final passage.

The bill was read third time.

Senate bill No. 157 was then passed by the following vote:

Yeas—103.

Abney.	Baker of Orange.
Amsler.	Baldwin.
Arnold.	Barker.
Baker of Milam.	Barrett.

Beasley.	McKean.
Bell.	Maxwell.
Bonham.	Melson.
Brady.	Merriman.
Bryant.	Merritt.
Carpenter	Miller.
of Matagorda.	Montgomery.
Carter of Coke.	Patman.
Coffee.	Patterson.
Covey.	Perdue.
Cowen.	Morgan
Crawford.	of Liberty.
Culp.	Morgan
Davis.	of Robertson.
DeBerry.	Pope.
Dielmann.	Potter.
Dodd.	Price.
Downs.	Purl.
Duffey.	Quaid.
Dunlap.	Quinn.
Dunn.	Rice.
Edwards.	Robinson.
Faubion.	Rogers.
Fields.	Rowland.
Finlay.	Russell of Trinity.
Frnka.	Sackett.
Gipson.	Sanford.
Green.	Satterwhite.
Greer.	Shearer.
Hardin of Erath.	Simpson.
Hardin	Smith.
of Kaufman.	Sparkman.
Harrington.	Stell.
Henderson	Stevens.
of McLennan.	Stewart of Jasper.
Hendricks.	Stewart of Reeves.
Houston.	Stiernberg.
Howeth.	Storey.
Hughes.	Strickland.
Hull.	Stroder.
Irwin.	Sweet.
Jacks.	Thompson.
Jennings.	Thrasher.
Jones.	Turner.
Laird.	Wallace.
Lane.	Westbrook.
LeMaster.	Wessels.
LeStourgeon.	Williamson.
Lewis.	Wilmans.
Looney.	Winfree.
McBride.	Young.
McDaniel.	

Absent.

Atkinson.	Driggers.
Avis.	Harris.
Bird.	Henderson
Blount.	of Marion.
Bobbitt.	Kemble.
Cable.	Lackey.
Carpenter	Loftin.
of Dallas.	Lusk.
Carson.	McDonald.
Carter of Hays.	McFarlane.
Collins.	Martin.
Dinkle.	Mathes.

Moore.	Shires.
Pate.	Stewart
Pinkston.	of Edwards.
Rountree.	Teer.
Russell	Wells.
of Callahan.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughn.
Fugler.	Wilson.
Johnson.	

HOUSE BILL NO. 198 ON THIRD READING.

Mr. Houston, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 198 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116.

Abney.	Finlay.
Amsler.	Frnka.
Arnold.	Gipson.
Atkinson.	Green.
Avis.	Greer.
Baker of Milam.	Hardin of Erath.
Baker of Orange.	Hardin
Barker.	of Kaufman.
Barrett.	Harrington.
Beasley.	Henderson
Bell.	of Marion.
Bird.	Henderson
Bobbitt.	of McLennan.
Bonham.	Houston.
Brady.	Howeth.
Bryant.	Hull.
Carpenter	Irwin.
of Matagorda.	Jacks.
Carter of Coke.	Jennings.
Coffee.	Jones.
Collins.	Lackey.
Covey.	Laird.
Cowen.	Lane.
Crawford.	LeMaster.
Culp.	LeSturgeon.
Davis.	Lewis.
DeBerry.	Loftin.
Dielmann.	Looney.
Dinkle.	McBride.
Dodd.	McDaniel.
Downs.	McKean.
Driggers.	Martin.
Duffey.	Maxwell.
Dunlap.	Melson.
Dunn.	Merriman.
Edwards.	Merritt.
Faubion.	Miller.
Fields.	Montgomery.

Moore.	Smith.
Morgan	Sparkman.
of Liberty.	Stell.
Morgan	Stevens.
of Robertson.	Stewart of Jasper.
Pate.	Stewart of Reeves.
Patman.	Stiernberg.
Patterson.	Storey.
Perdue.	Strickland.
Pope.	Stroder.
Potter.	Sweet.
Price.	Teer.
Quaid.	Thompson.
Quinn.	Thrasher.
Rice.	Turner.
Robinson.	Wallace.
Rogers.	Wells.
Rountree.	Westbrook.
Rowland.	Wessels.
Russell of Trinity.	Williamson.
Sackett.	Wilmans.
Satterwhite.	Winfree.
Shearer.	Young.
Simpson.	

Absent.

Baldwin.	McDonald.
Blount.	McFarlane.
Cable.	Mathes.
Carpenter	Pinkston.
of Dallas.	Purl.
Carson.	Russell
Carter of Hays.	of Callahan.
Harris.	Sanford.
Hendricks.	Shires.
Hughes.	Stewart
Kemble.	of Edwards.
Lusk.	

Absent—Excused.

Burmeister.	Lamb.
Chitwood.	McNatt.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.
Johnson.	

The Speaker then laid House bill No. 198 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—116.

Abney.	Bell.
Amsler.	Bird.
Arnold.	Bonham.
Atkinson.	Brady.
Avis.	Bryant.
Baker of Milam.	Carpenter
Baker of Orange.	of Matagorda.
Baldwin.	Carter of Coke.
Barker.	Coffee.
Barrett.	Collins.
Beasley.	Covey.

Cowen.	Lane.
Crawford.	LeMaster.
Culp.	LeStourgeon.
Davis.	Lewis.
DeBerry.	Loftin.
Dielmann.	Looney.
Dinkle.	McBride.
Dodd.	McDaniel.
Downs.	Martin.
Driggers.	Mathes.
Duffey.	Maxwell.
Dunlap.	Melson.
Dunn.	Merriman.
Edwards.	Merritt.
Faubion.	Miller.
Fields.	Montgomery.
Finlay.	Moore.
Frnka.	Morgan
Gipson.	of Liberty.
Green.	Morgan
Greer.	of Robertson.
Hardin of Erath.	Pate.
Hardin	Patman.
of Kaufman.	Patterson.
Harrington.	Perdue.
Harris.	Pope.
Henderson	Potter.
of Marion.	Price.
Henderson	Purl.
of McLennan.	Quinn.
Hendricks.	Rice.
Houston.	Robinson.
Howeth.	Rogers.
Hughes.	Rountree.
Hull.	Rowland.
Irwin.	Russell of Trinity.
Jacks.	Sackett.
Jones.	Sanford.
Lackey.	Shearer.
Laird.	Simpson.

Smith.	Thompson.
Sparkman.	Thrasher.
Stell.	Turner.
Stevens.	Wallace.
Stewart of Jasper.	Westbrook.
Stiernberg.	Wessels.
Storey.	Williamson.
Strickland.	Wilmans.
Stroder.	Winfree.
Sweet.	Young.
Teer.	

Absent.

Blount.	McKean.
Bobbitt.	McNatt.
Cable.	Pinkston.
Carpenter	Quaid.
of Dallas.	Russell
Carson.	of Callahan.
Carter of Hays.	Satterwhite.
Jennings.	Shires.
Kemble.	Stewart
Lusk.	of Edwards.
McDonald.	Stewart of Reeves.
McFarlane.	Wells.

Absent—Excused.

Burmeister.	Johnson.
Chitwood.	Lamb.
Davenport.	Pool.
Durham.	Vaughan.
Fugler.	Wilson.

ADJOURNMENT.

On motion of Mr. Harrington, the House, at 5:10 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

In Memory
of
Hon. W. C. Gilmore
and
Mrs. Laura Davidson

Mr. Rountree offered the following resolution:

Whereas, It has come to the attention of this House that W. C. Gilmore, father of Hon. Clarence Gilmore, Railroad Commissioner of Texas, has passed from this life to his reward; and further that news has been received of the death of Mrs. Laura Davidson, mother of Hon. Lynch Davidson, former Lieutenant-Governor of this State; therefore, be it

Resolved, That when the House shall adjourn today that it be out of respect to their memory.

ROUNTREE,
PINKSTON.

The resolution was read second time and was adopted unanimously.

In Memory
of
Hon. R. D. Thompson

Mr. Moore offered the following resolution:

Whereas, The Honorable R. D. Thompson, a former member of the House of Representatives of the Texas Legislature from Hunt county, in the Twenty-ninth, Thirtieth, Thirty-fifth and Thirty-sixth Sessions, died at his home at Greenville, Texas, Sunday, January 29, 1922; and

Whereas, Judge Thompson was an outstanding citizen and public official during his lifetime, having been signally honored with the public trust by his home people at various times, and serving with honor and credit to his county and State during his public career; therefore, be it

Resolved, That we, the members of the House of Representatives of the Thirty-eighth Legislature, recognize in the death of Judge Thompson the passing of a valuable citizen and able official, and extend to the family of the deceased our deep sympathy; be it further

Resolved, That a copy of these resolutions be furnished the family of Judge Thompson, and that a copy be printed in the House Journal, and when the House adjourns today, it do so in memory of the Honorable R. D. Thompson.

MOORE,
DINKLE,
BEASLEY,
SACKETT.

The resolution was read second time and was adopted unanimously.

In Memory
of
Hon. W. E. Biggs

Mr. Crawford offered the following resolution:

Whereas, The Honorable W. E. Biggs, a member of the House of Representatives from Panola county in the Thirty-sixth Session, died at Cedar Grove, La.; and

Whereas, Mr. Biggs was an outstanding public figure, a beloved citizen, fearless in the discharge of a public duty, honored and loved by his people, and one whose service was beneficial to his State; therefore, be it

Resolved, That the members of the House of Representatives extend to his family, individually and collectively, their sympathy in their hour of sorrow; and be it further

Resolved, That a copy of these resolutions be sent to his family by the Chief Clerk and that a copy be printed on the pages of the Journal, and that when the House adjourns this afternoon, it do so in honor of his memory.

The resolution was read second time and was adopted unanimously.